

**Public Redacted Version of  
ICC-01/09-01/20-14-Conf-Exp-AnxI**

**Transmission of Communications with the Kenyan Authorities regarding Updates  
on the Status of the Procedure before the High Court of Kenya**



Internationale  
International  
Criminal  
Court

Le Greffe  
The Registry

Reference: NV/2017/EOSS/56/JCA/ab

## CONFIDENTIAL

The Registry of the International Criminal Court (the “Court”) presents its compliments to Office of the Attorney General of the Republic of Kenya and has the honour to request an update on requests for cooperation sent to the Kenyan authorities in the case of *The Prosecutor v. Paul Gicheru and Philip Kipkoech Bett* (ICC-01/09-01/15).

### *Legal basis*

The present request is based on Articles 70, 87, 89 and 93(1) (h) of the Rome Statute.

### *Background information*

The Registry refers to the [REDACTED]

[REDACTED] ICC-01/09-01/15-4-Conf-Exp) and the [REDACTED]

[REDACTED] ( ICC-01/09-01/15-5-Conf-Exp) both notified to the competent Kenyan authorities on 1 April 2015.

The Registry also refers to the latest letter from the Office of the Attorney General of Kenya dated 2 December 2015 (reference: AG/SEC/14/209/5 Vol. I) transmitting the letter from the Directorate of Criminal Investigations of Kenya dated 13 November 2015. This latter letter elaborates on the arrest of Mr. Paul Gicheru (“Mr. Gicheru”) and Mr. Philip Kipkoech Bett (“Mr. Bett”). Both letters have been subsequently transmitted to Pre-Trial Chamber II.

### *Subject of the request*

The Registry invites the competent authorities of the Republic of Kenya to inform the Court about the latest judicial developments that have taken place at the High Court of Kenya since Mr. Gicheru’s and Mr. Bett’s arrest and subsequent release. The Registry invites the authorities to provide the requested update by 31 March 2017, so that the Chamber may subsequently be informed of the developments.

*Office of the Attorney General of the Republic of Kenya*

The Registry reminds the relevant authorities that in the event of difficulties in the execution of a request for cooperation, they shall inform the Court of any problem which may impede or prevent the execution of the said request pursuant to article 97 of the Rome Statute.

*Channel of communication*

For any questions and queries regarding the request, the authorities of Kenya are invited to contact either [REDACTED] by e-mail at

[REDACTED] or by telephone at [REDACTED] or [REDACTED]  
[REDACTED] by e-mail at [REDACTED] or by telephone at [REDACTED]

The Registry of the International Criminal Court avails itself of this opportunity to renew to the Attorney General of the Republic of Kenya the assurances of its highest consideration.

The Hague, 27 February 2017

The signature of the Registrar of the International Criminal Court, which is a stylized, handwritten signature in black ink.



International  
Criminal  
Court

Le Greffe  
The Registry

## MEMORANDUM OF NOTIFICATION

Title	Dated	Registration number	Pages
Note verbale – request for update in the case of <i>The Prosecutor v. Paul Gicheru and Philip Kipkoech Bett</i>	27 February 2017	NV/2017/EOSS/56/JCA/ab	2

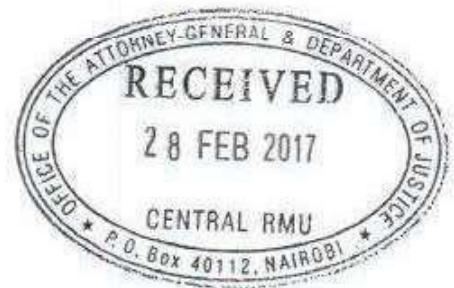
**Addressed to:** Office of the Attorney General of the Republic of Kenya

**Recipient:**

**Name:**

**Function/Title:**

**Address of the recipient:**



**To be completed by the recipient**

I, \_\_\_\_\_, have received the mentioned documents

Today \_\_\_\_\_ at \_\_\_\_\_

Signature for receipt: \_\_\_\_\_

**The present record of notification has been prepared by:**

First name and surname: \_\_\_\_\_

Position and station \_\_\_\_\_

Date: 28 February 2017

Signature: \_\_\_\_\_