

Original: **English**No.: ICC-02/05-01/20  
Date: 14 December 2022**TRIAL CHAMBER I****Before:** Judge Joanna Korner, Presiding Judge  
Judge Reine Alapini-Gansou  
Judge Althea Violet Alexis-Windsor**SITUATION IN DARFUR, SUDAN****IN THE CASE OF  
THE PROSECUTOR *v.*  
ALI MUHAMMAD ALI ABD-AL-RAHMAN (“ALI KUSHAYB”)****Public  
With Public Annex A****Fifth Joint Prosecution and Defence Submission on Agreed Facts****Source:** Office of the Prosecutor  
Defence for Mr Ali Muhammad Ali Abd-Al-Rahman

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

**The Office of the Prosecutor**

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**Legal Representatives of the Victims**

Ms Natalie von Wistinghausen  
Mr Anand Shah

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants  
(Participation/Reparation)**

**The Office of Public Counsel for  
Victims**

**The Office of Public Counsel for the  
Defence**

**States Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Mr Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Section**

Mr Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

Mr Philipp Ambach

**Other**

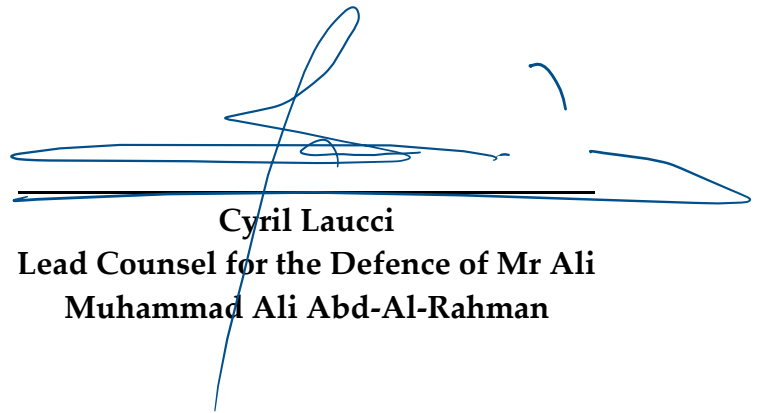
**I. INTRODUCTION**

1. The Office of the Prosecutor and the Defence hereby submit 58 agreed facts.
2. The list of 58 agreed facts contained in Annex A relates to sunrise, sunset and prayer times on dates relevant to the charged incidents and other religious festivals.
3. Pursuant to rule 69 of the Rules of Procedure and Evidence, it is requested that Trial Chamber I considers these agreed facts as proven.



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**Karim A.A. Khan KC**  
**Prosecutor**



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**Cyril Laucci**  
**Lead Counsel for the Defence of Mr Ali**  
**Muhammad Ali Abd-Al-Rahman**

Dated this 14<sup>th</sup> day of December 2022

At The Hague, The Netherlands