

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/18**

Date: **22 July 2024**

PRE-TRIAL CHAMBER I

**Before: Judge Iulia Antoanella Motoc, Presiding Judge
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge Nicolas Guillou**

SITUATION IN THE STATE OF PALESTINE

Public

**Decision on requests for leave to file observations pursuant to rule 103 of the
Rules of Procedure and Evidence**

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

The Office of the Prosecutor
Mr Karim A. A. Khan KC

Counsel for the Defence

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparations

The Office of Public Counsel for Victims

The Office of Public Counsel for the Defence

States Representatives

Amicus Curiae

REGISTRY

Mr Eli M. Rosenbaum; Professor David Chilstein; Professor John Quigley; High Level Military Group; European Centre for Law & Justice; Professor Steven E. Zipperstein; Mr and Mrs Serge and Beate Klarsfeld; Professors Yuval Shany and Amichai Cohen; the State of Palestine; Professor William Schabas; the Jerusalem Center for Public Affairs and the Institute for NGO Research; the Kingdom of Norway; the Organisation of Islamic Cooperation; Hungary; Republic of Argentina; the Touro Institute on Human Rights and the Holocaust; Canadian Union of Jewish Students (CUJS) and the World Union of Jewish Students (WUJS); Arab Organisation for Human Rights UK (AOHR UK); Assistant Professor Halla Shoaibi and Professor Asem Khalil; Centre for Israel and Jewish Affairs; the Palestine Independent Commission for Human Rights (ICHR); Law for Palestine; Professor Sascha Dominik Dov Bachman, Dr Deborah Mayersen, Professor Gregory Rose and Dr Colin Rubenstein; US Senator Lindsey O. Graham; Lawyers for Palestinian Human Rights; Israel Bar Association; Czech Republic; International Centre of Justice for Palestinians and the Centre for Human Rights Law (SOAS University of London); Jerusalem Institute of Justice; Chile and Mexico; Centre for European Legal Studies on Macro-Crime

(MACROCRIMES); Dr Robert Heinsch and Dr Giulia Pinzauti; The Hague Initiative for International Cooperation; ICJ Norway and Defend International Law; UN Special Rapporteurs and Working Groups; the United States of America; Professor Neve Gordon; Al-Quds Human Rights Clinic and Al-Quds University; the League of Arab States; L'association des Juristes pour le respect du droit international and la Fédération internationale pour les droits humains; University Network for Human Rights, the International Human Rights Clinic, Boston University School of Law, the International Human Rights Clinic, Cornell Law School and the Lowenstein Human Rights Project, Yale Law School; Professor Richard Falk and Professor Michael Lynk; Professor Adil Ahmad Haque; Open Society Justice Initiative, European Center for Constitutional and Human Rights, REDRESS Trust, Human Rights Watch and Amnesty International; Republic of Colombia; Hostages and Missing Families Forum and the Raoul Wallenberg Centre for Human Rights; Addameer Prisoner Support and Human Rights Association; International Association of Jewish Lawyers and Jurists; Kingdom of Spain; UK Lawyers for Israel, B'nai B'rith UK, the International Legal Forum, the Jerusalem Initiative and the Simon Wiesenthal Centre; International Commission of Jurists (ICJ); The Palestinian Association for Human Rights (Witness); Guernica 37 Chambers; the Federative Republic of Brazil; ALMA – Association for the Promotion of International Humanitarian Law; Ireland; Avocats pour la Justice au Proche-Orient (AJPO); Federal Republic of Germany; Dr Shahd Hammouri; Al-Haq Law in the Service of Mankind (Al-Haq), Al-Mezan Center for Human Rights (Al-Mezan) and the Palestinian Center for Human Rights (PCHR); République Démocratique du Congo; Arpit Batra; South Africa, Bangladesh, Bolivia, Comoros, and Djibouti.

Registrar

Mr Osvaldo Zavala Giler

Counsel Support Section**Victims and Witnesses Unit****Detention Section**

**Victims Participation and
Reparations Section**

Other

Mr Khaled Al Shouli and Mr Wael Al Masry;
Mr Bradley Parker and Mr Khaled Quzmar;
Mr Raji Sourani, Ms Chantal Meloni and Mr
Triestino Mariniello; and Ms Nada Kiswanson
von Hooydonk and Mr Rodney Dixon KC.

PRE-TRIAL CHAMBER I (the ‘Chamber’) of the International Criminal Court (the ‘Court’) issues this decision on requests by various States, organisations, and persons for leave to make observations pursuant to rule 103 of the Rules of Procedure and Evidence (the ‘Rules’).

1. On 10 June 2024, the United Kingdom filed a request to provide written *amicus curiae* observations under Rule 103(1) of the Rules on ‘[w]hether the Court can exercise jurisdiction over Israeli nationals, in circumstances where Palestine cannot exercise criminal jurisdiction over Israeli nationals pursuant to the Oslo Accords’.¹
2. On 26 June 2024, the Chamber received the ‘Request Under Rule 103 for Leave of Court to File the Attached Observations Regarding the Prosecutor’s Application for Issuance of Arrest Warrants in Connection with the Gaza/Israel War’ by Mr Eli M. Rosenbaum.²
3. On 27 June 2024, the Chamber granted the request by the United Kingdom, without prejudice to any future decision on this matter,³ and instructed the United Kingdom to file written observations by 12 July 2024,⁴ and further indicated that other requests for leave to file *amicus curiae* observations, if any, shall also be filed by 12 July 2024.⁵
4. On 2 July 2024, the Chamber received applications for leave to file observations pursuant to rule 103(1) of the Rules from Professor David Chilstein⁶ and from Professor John Quigley.⁷
5. On 3 July 2024, the Chamber received a request for leave to file observations under rule 103 of the Rules by the High Level Military Group.⁸

¹ Request by the United Kingdom for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-171-SECRET-Exp-Anx, para. 27 (reclassified as public on 27 June 2024, ICC-01/18-171-Anx).

² ICC-01/18-172-SECRET-Exp-Anx.

³ Order deciding on the United Kingdom’s request to provide observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, and setting deadlines for any other requests for leave to file *amicus curiae* observations, ICC-01/18-173-SECRET (‘Order’) (public redacted version issued on the same date, ICC-01/18-173-Red).

⁴ Order, para. 5. On 4 July 2024, the Chamber granted a request for extension of time limit by the United Kingdom, authorising the latter to file its observations by 26 July 2024 (Decision on the ‘Request by the United Kingdom for Extension of Time Limit’, 4 July 2024, ICC-01/18-178).

⁵ Order, para. 6.

⁶ Application for Leave to Submit Observations as Amicus Curiae pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-174-SECRET-Exp-Anx.

⁷ Request for Leave to File Submissions Pursuant to Rule 103, ICC-01/18-175-SECRET-Exp-Anx.

⁸ ICC-01/18-177-SECRET-Exp-Anx.

6. On 8 July 2024, the Chamber received requests for leave to file observations under rule 103 of the Rules from Mr Gilles Devers, ‘on behalf of the Islamic Movement of Hamas’⁹ and from the European Centre for Law & Justice.¹⁰
7. On 9 July 2024, the Chamber received requests for leave to file observations under rule 103 of the Rules from Professor Steven E. Zipperstein,¹¹ and from Mr and Mrs Serge and Beate Klarsfeld.¹²
8. On 11 July 2024, the Registry transmitted to the Chamber eight requests for leave to submit observations in accordance with rule 103(1) of the Rules. The requests were made by the following individuals, organisations and States: Professors Yuval Shany and Amichai Cohen;¹³ the State of Palestine;¹⁴ Professor William Schabas;¹⁵ the Jerusalem Center for Public Affairs and the Institutes For NGO Research;¹⁶ Mr Khaled Al Shouli and Mr Wael Al Masry;¹⁷ the Kingdom of Norway;¹⁸ the Organisation of Islamic Cooperation,¹⁹ Hungary.²⁰
9. On 12 and 15 July 2024, the Registry transmitted to the Chamber 53 requests for leave to submit observations in accordance with rule 103(1) of the Rules that were received on 12 July 2024. The requests were made by the following individuals, organisations and States:

⁹ ICC-01/18-179-SECRET-Exp; see also annexes ICC-01/18-179-SECRET-Exp-AnxI and ICC-01/18-179-SECRET-Exp-AnxII.

¹⁰ Request by the European Centre for Law & Justice for Leave to Submit *Amicus Curiae* Observations Pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-180-SECRET-Exp-Anx.

¹¹ Request by Professor Steven E. Zipperstein for Leave to Submit Written Observations Pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-181-SECRET-Exp-Anx.

¹² Application for Leave to Submit Observations as *Amicus Curiae* pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-182-SECRET-Exp-AnxI; see also ICC-01/18-182-SECRET-Exp-AnxII and ICC-01/18-182-SECRET-Exp-AnxIII.

¹³ Application for leave to file written observations on the question of jurisdiction pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-183-SECRET-Exp-Anx (received on 10 July 2023).

¹⁴ Request by the State of Palestine to file observations to Pre-Trial Chamber I pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-184-SECRET-Exp-Anx.

¹⁵ Request by Professor William Schabas to submit *amicus curiae* observations, ICC-01/18-186-SECRET-Exp-Anx.

¹⁶ Application for Leave to Submit Observations on the Prosecutor’s Request in accordance with the Chamber’s Order of 27 June 2024 on behalf of the Non-Governmental Organisations: The Jerusalem Center for Public Affairs, the Institute for NGO Research, ICC-01/18-188-SECRET-Exp-Anx.

¹⁷ Mémoire devant le Chambre Préliminaire 1, aux fins d’être autorisé à déposer un mémoire en tant que *amicus curiae* en application de la règle 103(1) du règlement de procédure et de preuve, ce suite à la décision du 27 juin 2024, ICC-01/18-189-SECRET-Exp-Anx.

¹⁸ Request by Norway for Leave to Submit Written Observations Pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-190-SECRET-Exp-Anx.

¹⁹ Request by the Organisation of Islamic Cooperation to file observations to Pre-Trial Chamber I pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-191-SECRET-Exp-Anx.

²⁰ Request by Hungary for Leave to Submit Written Observations Pursuant to Rule 103 of the Rules of Procedure, ICC-01/18-192-SECRET-Exp-Anx.

Touro Institute on Human Rights and the Holocaust;²¹ Republic of Argentina;²² Canadian Union of Jewish Students (CUJS) and the World Union of Jewish Students (WUJS);²³ Arab Organisation for Human Rights UK (AOHR UK);²⁴ Assistant Professor Halla Shoaibi and Professor Asem Khalil;²⁵ Centre for Israel and Jewish Affairs;²⁶ the Palestine Independent Commission for Human Rights (ICHR);²⁷ Law for Palestine;²⁸ Professor Sascha Dominik Dov Bachman, Dr Deborah Mayersen, Professor Gregory Rose and Dr Colin Rubenstein;²⁹ US Senator Lindsey O. Graham;³⁰ Lawyers for Palestinian Human Rights;³¹ Israel Bar Association;³² Czech Republic;³³ International Centre of Justice for Palestinians and the Centre for Human Rights Law, SOAS University of London;³⁴ Jerusalem Institute of Justice;³⁵ Chile and Mexico;³⁶ Samira al-Khayam;³⁷ Centre for European Legal Studies on Macro-Crime (MACROCRIMES);³⁸ Dr Robert Heinsch and

²¹ Application for Leave to Submit Observations on the Prosecutor's Request in accordance with the Chamber's Order of 27 June 2024 on behalf of The Touro Institute on Human Rights and the Holocaust, ICC-01/18-193-SECRET-Exp-Anx (received on 11 July 2023).

²² Request by the Argentine Republic for Leave to submit written observations pursuant to Rule 103, as per the Order of 27 June 2024 deciding on the United Kingdom's request and setting deadlines for any other requests for leave to file *amicus curiae* observations, ICC-01/18-194-SECRET-Exp-Anx (received on 11 July 2023).

²³ Application for leave to file written observations pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-195-SECRET-Exp-Anx (received on 11 July 2023).

²⁴ Request by the Arab Organisation for Human Rights UK (AOHR UK) for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-196-SECRET-Exp (received on 11 July 2023).

²⁵ Request for Leave to File Submissions Pursuant to Rule 103, ICC-01/18-197-SECRET-Exp-Anx (received on 11 July 2023).

²⁶ Request by the Centre for Israel and Jewish Affairs for Leave to Submit Written Observations (*amicus curiae* observations) Pursuant to Rule 103 of the Rules of Procedure and Evidence' ICC-01/18-198-SECRET-Exp-Anx (received on 11 July 2023).

²⁷ Request by The Palestine Independent Commission for Human Rights (ICHR) for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-199-SECRET-Exp-Anx (received on 11 July 2023).

²⁸ Request for Leave to File Observations Pursuant to Rule 103, ICC-01/18-200-SECRET-Exp-Anx (received on 11 July 2023).

²⁹ Request to provide *amicus curiae* observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-202-SECRET-Exp-Anx.

³⁰ Request of United States Senator Lindsey O. Graham for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-203-SECRET-Exp-Anx.

³¹ Request for leave to file submissions under Rule 103, ICC-01/18-204-SECRET-Exp-Anx.

³² Application by the Israel Bar Association for leave to submit written observations pursuant to Rule 103, ICC-01/18-205-SECRET-Exp-Anx.

³³ Request by the Czech Republic for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-206-SECRET-Exp-Anx.

³⁴ Request for Leave to Submit *Amicus Curiae* Observations Pursuant to Rule 103 of the Rules of Procedure and Evidence from the International Centre of Justice for Palestinians and the Centre for Human Rights Law, SOAS University of London, ICC-01/18-207-SECRET-Exp-Anx.

³⁵ Request for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-208-SECRET-Exp-Anx.

³⁶ Request by Chile and Mexico for leave to submit written observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-209-SECRET-Exp-Anx.

³⁷ Request pursuant to Rule 103 of the Rules of Procedure & Evidence, ICC-01/18-210-SECRET-Exp-Anx.

³⁸ Request for Leave to File Observations Pursuant to Rule 103, ICC-01/18-211-SECRET-Exp-Anx.

Dr Giulia Pinzauti;³⁹ The Hague Initiative for International Cooperation;⁴⁰ ICJ Norway and Defend International Law;⁴¹ UN Special Rapporteurs and Working Groups;⁴² Mr Bradley Parker and Mr Khaled Quzmar;⁴³ the United States of America;⁴⁴ Raji Sourani, Chantal Meloni and Triestino Mariniello;⁴⁵ Professor Neve Gordon;⁴⁶ Al-Quds Human Rights Clinic and Al-Quds University;⁴⁷ the League of Arab States;⁴⁸ L'association des Juristes pour le respect du droit international and la Fédération internationale pour les droits humains;⁴⁹ University Network for Human Rights, the International Human Rights Clinic, Boston University School of Law, the International Human Rights Clinic, Cornell Law School and the Lowenstein Human Rights Project, Yale Law School;⁵⁰ Professor Richard Falk and Professor Michael Lynk;⁵¹ Professor Adil Ahmad Haque;⁵² Open Society Justice Initiative, European Center for Constitutional and Human Rights, REDRESS Trust, Human Rights Watch and Amnesty International;⁵³ Republic of Colombia;⁵⁴ Hostages and Missing Families Forum and the Raoul Wallenberg Centre for

³⁹ Request for Leave to File Submissions Pursuant to Rule 103, ICC-01/18-212-SECRET-Exp-Anx.

⁴⁰ Request by The Hague Initiative for International Cooperation (*thinc.*) for Leave to Submit Written Observations Pursuant to Rule 103 (1), ICC-01/18-213-SECRET-Exp-Anx.

⁴¹ Request for Leave to File Amicus Curiae Submission Pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-214-SECRET-Exp-Anx.

⁴² UN Human Rights Council Mandate Holders' Request to provide *amicus curiae* observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-215-SECRET-Exp-Anx.

⁴³ Submissions on behalf of child victims and their families pursuant to articles 19(3) and 68(3) of the statute, ICC-01/18-216-SECRET-Exp-Anx.

⁴⁴ Request by the United States of America for Leave to Submit Written Observations Pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-217-SECRET-Exp-Anx.

⁴⁵ Request of the Legal Representatives of Victims for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-218-SECRET-Exp-Anx.

⁴⁶ Request by Professor Neve Gordon to submit *amicus curiae* observation, ICC-01/18-219-SECRET-Exp-Anx.

⁴⁷ Request for Leave to File Observations Pursuant to Rule 103, ICC-01/18-220-SECRET-Exp-Anx.

⁴⁸ Request by the League of Arab States for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-221-SECRET-Exp-Anx.

⁴⁹ Demande d'autorisation de présenter des observations par l'Association des juristes pour le respect du droit international et la Fédération internationale pour les droits humains en vertu de l'article 103 du Règlement de procédure et de preuve, ICC-01/18-222-SECRET-Exp-Anx.

⁵⁰ Request for Leave To File Amicus Curiae Pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-223-SECRET-Exp-Anx.

⁵¹ Request by Professor Richard Falk and Professor Michael Lynk to submit *amicus curiae* observations, ICC-01/18-224-SECRET-Exp-Anx.

⁵² Request by Professor Adil Ahmad Haque for leave to file observations on the merits of the legal question presented in 'Order deciding on the United Kingdom's request to provide observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, and setting deadlines for any other requests for leave to file amicus curiae observations' of 27 June 2024 (ICC-01/18-173-Red), ICC-01/18-225-SECRET-Exp-Anx.

⁵³ Request by Civil Society Organizations for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-226-SECRET-Exp-Anx.

⁵⁴ Request by Colombia for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-227-SECRET-Exp-Anx.

Human Rights;⁵⁵ Ms Nada Kiswanson von Hooydonk and Mr Rodney Dixon KC;⁵⁶ Addameer Prisoner Support and Human Rights Association;⁵⁷ International Association of Jewish Lawyers and Jurists;⁵⁸ Kingdom of Spain;⁵⁹ UK Lawyers for Israel, B'nai B'rith UK, the International Legal Forum, the Jerusalem Initiative and the Simon Wiesenthal Centre;⁶⁰ International Commission of Jurists (ICJ);⁶¹ The Palestinian Association for Human Rights (Witness);⁶² Guernica 37 Chambers;⁶³ the Federative Republic of Brazil;⁶⁴ ALMA – Association for the Promotion of International Humanitarian Law;⁶⁵ Ireland;⁶⁶ Avocats pour la Justice au Proche-Orient (AJPO);⁶⁷ Federal Republic of Germany;⁶⁸ Dr Shahd Hammouri;⁶⁹ Al-Haq Law in the Service of Mankind (Al-Haq), Al-Mezan Center for Human Rights (Al-Mezan) and the Palestinian

⁵⁵ Application for leave to file written observations pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-228-SECRET-Exp-Anx.

⁵⁶ Victims' Request for Leave to Submit Observation, ICC-01/18-229-SECRET-Exp-Anx.

⁵⁷ Request by Addameer for leave to submit written observations pursuant to Rule 103, ICC-01/18-230-SECRET-Exp-Anx.

⁵⁸ Request by the IJL for Leave to Submit Observations in accordance with the "Public redacted version of 'Order deciding on the United Kingdom's request to provide observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, and setting deadlines for any other requests for leave to file amicus curiae observations'" issued by Pre-Trial Chamber I on 27 June 2024, ICC-01/18-231-SECRET-Exp-Anx.

⁵⁹ Request by Spain for leave to submit written observations pursuant to Rule 103(1) of the Rules of Procedure & Evidence', ICC-01/18-233-SECRET-Exp-Anx.

⁶⁰ Request for Leave to Make Observations on Inaccuracies and Omissions in the Prosecutor's Applications for Arrest Warrants pursuant to Rule 103(1) of the Rules of Procedure on behalf of the Non-Governmental Organisations UK Lawyers for Israel ("UKLFI"), B'nai B'rith UK ("BBUK"), the International Legal Forum ("ILF"), the Jerusalem Initiative ("JI") and the Simon Wiesenthal Centre ("SWC"), ICC-01/18-234-SECRET-Exp-Anx. See also ICC-01/18-234-SECRET-Exp-AnxII and ICC-01/18-234-SECRET-Exp-AnxII.1. These organisation made two separate requests.

⁶¹ Request for Leave to Submit Amicus Curiae Observations by the International Commission of Jurists (pursuant to rule 103 of the Rules), ICC-01/18-235-SECRET-Exp-Anx.

⁶² Brief before Pre-Trial Chamber I President Seeking leave of the court to file a brief as an amicus curiae Pursuant to Rule 103(1) of the Rules of Procedure and Evidence, ICC-01/18-236-SECRET-Exp-Anx.

⁶³ Request for Leave to Submit Amicus Curiae Observations by Guernica 37 Chambers (Pursuant to Rule 103 of the Rules of Procedure and Evidence), ICC-01/18-237-SECRET-Exp-Anx.

⁶⁴ Request by Brazil for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-238-SECRET-Exp-Anx.

⁶⁵ Request for Leave to File Submissions Pursuant to Rule 103, ICC-01/18-239-SECRET-Exp-Anx.

⁶⁶ Request by Ireland for Leave to Submit Written Observations Pursuant to Rule 103, ICC-01/18-240-SECRET-Exp-Anx.

⁶⁷ Demande aux fins d'autorisation de présenter des observations écrites conformément à la Règle 103 du Règlement de procédure et de preuve, ICC-01/18-241-SECRET-Exp-Anx.

⁶⁸ Request by the Federal Republic of Germany for Leave to Submit Written Observations Pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-242-SECRET-Exp-Anx.

⁶⁹ Request for Leave to File Observations Pursuant to Rule 103, ICC-01/18-243-SECRET-Exp-Anx.

Center for Human Rights (PCHR);⁷⁰ République Démocratique du Congo;⁷¹ Arpit Batra;⁷² South Africa, Bangladesh, Bolivia, Comoros, and Djibouti.⁷³

Analysis

10. According to rule 103(1) of the Rules, the Chamber may grant leave to a State, organisation, or person to submit observations on any issue that the Chamber considers appropriate. In line with the Court's case law,⁷⁴ the Chamber has evaluated the requests received to assess whether the observations proposed are desirable for the proper determination of the case.
11. The Chamber permits the following States, organisations, and persons to provide *amicus curiae* observations:

Mr Eli M. Rosenbaum; Professor David Chilstein; Professor John Quigley; High Level Military Group; European Centre for Law & Justice; Professor Steven E. Zipperstein; Mr and Mrs Serge and Beate Klarsfeld; Professors Yuval Shany and Amichai Cohen; the State of Palestine; Professor William Schabas; the Jerusalem Center for Public Affairs and the Institute for NGO Research; the Kingdom of Norway; the Organisation of Islamic Cooperation; Hungary; Republic of Argentina; the Touro Institute on Human Rights and the Holocaust; Canadian Union of Jewish Students (CUJS) and the World Union of Jewish Students (WUJS); Arab Organisation for Human Rights UK (AOHR UK); Assistant Professor Halla Shoaibi and Professor Asem Khalil; Centre for Israel and Jewish Affairs; the Palestine Independent Commission for Human Rights (ICHR); Law for Palestine; Professor Sascha Dominik Dov Bachman, Dr Deborah Mayersen, Professor Gregory Rose and Dr Colin Rubenstein; US Senator Lindsey O. Graham; Lawyers for Palestinian Human Rights; Israel Bar Association; Czech Republic; International Centre of Justice for Palestinians and the Centre for Human Rights Law (SOAS University of

⁷⁰ Request for Leave to File *Amicus Curiae* Observations Pursuant to Rule 103 of the Rules of Procedure and Evidence, ICC-01/18-244-SECRET-Exp-Anx.

⁷¹ Demande d'autorisation de la République Démocratique du Congo de présenter des observations écrites en vertu de l'ordonnance du 27 juin 2024 fixant les délais pour les demandes d'autorisation de déposer des observations écrites, ICC-01/18-245-SECRET-Exp-Anx.

⁷² Request for Leave to submit observations as *Amicus Curiae* pursuant to Rule 103(1) of the Rules of Procedure and Evidence in respect of 'Order deciding on the United Kingdom's request to provide observations, ICC-01/18-246-SECRET-Exp-Anx.

⁷³ Request by South Africa, Bangladesh, Bolivia, Comoros and Djibouti for leave to submit written observations pursuant to Rule 103, ICC-01/18-247-SECRET-Exp-Anx.

⁷⁴ E.g., Appeals Chamber, *The Prosecutor v. Thomas Lubanga Dyilo*, Decision on 'Motion for Leave to Proposed *Amicus Curiae* Submission of the International Criminal Bar Pursuant to Rule 103 of the Rules of Procedure and Evidence', 22 April 2008, ICC-01/04-01/06-1289, para. 8.

London); Jerusalem Institute of Justice; Chile and Mexico; Centre for European Legal Studies on Macro-Crime (MACROCRIMES); Dr Robert Heinsch and Dr Giulia Pinzauti; The Hague Initiative for International Cooperation; ICJ Norway and Defend International Law; UN Special Rapporteurs and Working Groups; the United States of America; Professor Neve Gordon; Al-Quds Human Rights Clinic and Al-Quds University; the League of Arab States; L'association des Juristes pour le respect du droit international and la Fédération internationale pour les droits humains; University Network for Human Rights, the International Human Rights Clinic, Boston University School of Law, the International Human Rights Clinic, Cornell Law School and the Lowenstein Human Rights Project, Yale Law School; Professor Richard Falk and Professor Michael Lynk; Professor Adil Ahmad Haque; Open Society Justice Initiative, European Center for Constitutional and Human Rights, REDRESS Trust, Human Rights Watch and Amnesty International; Republic of Colombia; Hostages and Missing Families Forum and the Raoul Wallenberg Centre for Human Rights; Addameer Prisoner Support and Human Rights Association; International Association of Jewish Lawyers and Jurists; Kingdom of Spain; UK Lawyers for Israel, B'nai B'rith UK, the International Legal Forum, the Jerusalem Initiative and the Simon Wiesenthal Centre; International Commission of Jurists (ICJ); The Palestinian Association for Human Rights (Witness); Guernica 37 Chambers; the Federative Republic of Brazil; ALMA – Association for the Promotion of International Humanitarian Law; Ireland; Avocats pour la Justice au Proche-Orient (AJPO); Federal Republic of Germany; Dr Shahd Hammouri; Al-Haq Law in the Service of Mankind (Al-Haq), Al-Mezan Center for Human Rights (Al-Mezan) and the Palestinian Center for Human Rights (PCHR); République Démocratique du Congo; Arpit Batra; South Africa, Bangladesh, Bolivia, Comoros, and Djibouti.

12. The observations shall not be more than ten pages and must be filed no later than 6 August 2024.
13. As regards the requests jointly submitted by UK Lawyers for Israel, B'nai B'rith UK, the International Legal Forum, the Jerusalem Initiative and the Simon Wiesenthal Centre, the Chamber notes that these organisations made two separate requests pursuant to rule 103(1) of the Rule. The Chamber clarifies that the observations related to both requests must be filed together, in one document of maximum 10 pages.
14. The Chamber has further noted that Mr Khaled Al Shouli and Mr Wael Al Masry; Mr Bradley Parker and Mr Khaled Quzmar; Mr Raji Sourani, Ms Chantal Meloni and Mr

Triestino Mariniello; and Ms Nada Kiswanson von Hooydonk and Mr Rodney Dixon KC request to make observations pursuant to rule 103 of the Rules as legal representatives of victims of the Palestine Situation. *Amicus curiae* observations are not the proper venue to provide views and concerns of potential victims. Should the aforementioned persons wish to request permission to provide the Chamber with such views and concerns, they may so pursuant to Article 68(3) of the Statute.

IN LIGHT OF THE FOREGOING, THE CHAMBER HEREBY

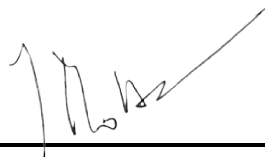
GRANTS the requests listed in paragraph 11 (above);

ORDERS those observations pursuant to rule 103 of the Rules to be filed public and no later than 6 August 2024;

SETS the page limit for the observations to 10 pages per applicant or group of applicants;

REJECTS all other requests.

Done in English. A French translation will follow. The English version remains authoritative.



Judge Iulia Antoanella Motoc
Presiding Judge



**Judge Reine Adélaïde Sophie Alapini-
Gansou**



Judge Nicolas Guillou

Dated this Monday, 22 July 2024

At The Hague, The Netherlands