

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-02/05

Date: 19 August 2009

**PRE-TRIAL CHAMBER I**

**Before:** Judge Sylvia Steiner, Presiding Judge  
Judge Sanji Mmasenono Monageng  
Judge Cuno Tarfusser

**SITUATION IN DARFUR, SUDAN**

**Public Document**

**Decision scheduling a hearing**

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

**The Office of the Prosecutor**

Mr Luis Moreno Ocampo, Prosecutor

Mr Essa Faal, Senior Trial Lawyer

**Counsel for the Defence**

Kharim A. Khan

**Legal Representatives of Victims**

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
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**

Ms Silvana Arbia

**Defence Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

**PRE-TRIAL CHAMBER I** of the International Criminal Court (the “Chamber” and the “Court”, respectively);

**NOTING** the “Prosecution’s Application under Article 58” (the “Prosecutor’s Application”) filed by the Prosecutor in the record of the situation in Darfur, Sudan on 20 November 2008;<sup>1</sup>

**NOTING** articles 58, 68 and 87 of the Statute of the Court;

**CONSIDERING** that, at this stage, it is necessary to receive from the Prosecutor some additional information prior to deciding upon the Prosecutor’s Application;

**CONSIDERING** that, in light of the content of the information required and with a view to ensuring the expeditiousness of the proceedings, there is a need for a hearing to be attended by the Prosecutor;

**CONSIDERING** further that, in light of the confidential nature of the information to be provided and discussed, the hearing should be held *ex parte* and in closed session;

**FOR THESE REASONS**

**DECIDES**

to convene an *ex parte* hearing with the Prosecutor to be held in closed session on Wednesday, 26 August 2009 at 10.00 hours;

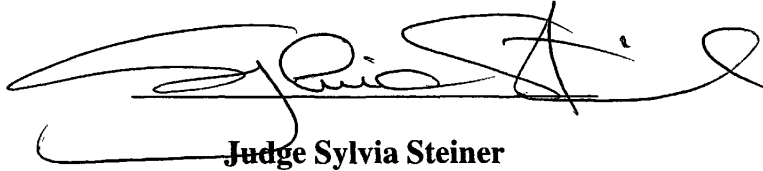
**DECIDES**

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<sup>1</sup> ICC-02/05-163-Conf-Exp.

that, in the said hearing, the items listed in the agenda contained in the confidential *ex parte* Prosecutor Annex attached to the present decision shall be discussed.

Done in both English and French, the English version being authoritative.

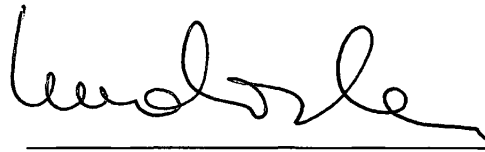


**Judge Sylvia Steiner**

**Presiding Judge**



**Judge Sanji Mmasenono Monageng**



**Judge Cuno Tarfusser**

Dated this Wednesday, 19 August 2009

At The Hague, The Netherlands