

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/09-01/11

Date: 8 May 2013

TRIAL CHAMBER V

Before: Judge Kuniko Ozaki, Presiding
Judge Robert Fremr
Judge Chile Eboe-Osuji

SITUATION IN THE REPUBLIC OF KENYA

**IN THE CASE OF
*THE PROSECUTOR v. WILLIAM SAMOEI RUTO and JOSHUA ARAP SANG***

Public

Order issuing agenda for status conference

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

The Office of the Prosecutor

Ms Fatou Bensouda

Counsel for William Samoei Ruto

Mr Karim A. A. Khan

Mr David Hooper

Mr Kioko Kilukumi Musau

Ms Shyamala Alagendra

Counsel for Joshua Arap Sang

Mr Joseph Kipchumba Kigen-Katwa

Mr Silas Chekera

Legal Representatives of Victims

Mr Wilfred Nderitu

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Deputy Registrar

Victims and Witnesses Unit

Mr Patrick Craig

Detention Section

**Victims Participation and Reparations
Section**

Others

1. In order to facilitate the preparation of the parties and the participants in the proceedings for the status conference on 14 May 2013, which is being held to address issues related to the Second Defence Request to Vacate the Trial Commencement Date,¹ Trial Chamber V issues the following agenda:

A. Prosecution's three requests to add new witnesses and evidence (ICC-01/09-01/11-680-Conf-Red, ICC-01/09-01/11-720-Conf-Red and ICC-01/09-01/11-724-Conf)

B. Prosecution disclosure

C. Date of trial and related issues, including the Defence Request pursuant to Article 63(1) of the Rome Statute²

D. Article 70 investigations.³

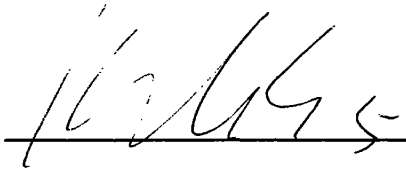
2. The discussion of agenda items A – C will take place in public session. The Chamber considers that it would be necessary to hold a portion of the status conference in closed session in order to address matters relating to agenda item D.

¹ 22 April 2013, ICC-01/09-01/11-692-Conf. A public redacted version was filed on 25 April 2013 and notified on 26 April 2013, ICC-01/09-01/11-692-Red.

² 17 April 2013, ICC-01/09-01/11-685.

³ See for example Prosecution's Submissions on the Agenda for Status Conference, 28 May 2012, ICC-1/09-01/11-417, para. 12, and Prosecution observations on issues related to the commencement of trial, 6 February 2013, ICC-01/09-01/11-587, para. 3.

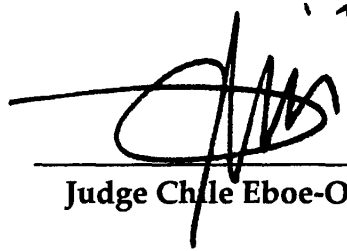
Done in both English and French, the English version being authoritative.



Judge Kuniko Ozaki, Presiding Judge



Judge Robert Fremr



Judge Chile Eboe-Osuji

Dated 8 May 2013

At The Hague, The Netherlands