

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

No.: ICC-01/09-02/11

Date: 28 August 2014

TRIAL CHAMBER V(B)

Before: Judge Kuniko Ozaki, Presiding Judge
Judge Robert Fremr
Judge Geoffrey Henderson

SITUATION IN THE REPUBLIC OF KENYA

**IN THE CASE OF
*THE PROSECUTOR v. UHURU MUIGAI KENYATTA***

Public

Order requiring a notice in relation to the provisional trial commencement date

Order to be notified, in accordance with regulation 31 of the Regulations of the Court, to:

The Office of the Prosecutor

Ms Fatou Bensouda

Mr James Stewart

Mr Benjamin Gumpert

Counsel for Uhuru Muigai Kenyatta

Mr Steven Kay

Ms Gillian Higgins

Legal Representatives of Victims

Mr Fergal Gaynor

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

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Others

Trial Chamber V(B) ('Chamber') of the International Criminal Court in the case of *The Prosecutor v. Uhuru Muigai Kenyatta*, pursuant to Article 64(2) and (6) of the Rome Statute, Rules 101(1) of the Rules of Procedure and Evidence and Regulation 34 of the Regulations of the Court, issues the following 'Order requiring a notice in relation to the provisional trial commencement date'.

1. On 31 March 2014, in its 'Decision on Prosecution's applications for a finding of non-compliance pursuant to Article 87(7) and for adjournment of the provisional trial date',¹ the Chamber, *inter alia*, adjourned the provisional trial commencement date to 7 October 2014² to allow further time for the resolution of certain cooperation issues between the Government of the Republic of Kenya and the Office of the Prosecutor ('Prosecution').
2. Noting the importance of timely and efficient preparations and in order to provide the necessary guidance for parties and participants, the Chamber orders the Prosecution to file a notice confirming whether it anticipates being in a position to start trial on the provisionally scheduled commencement date of 7 October 2014 ('Notice').

FOR THE FOREGOING REASONS, THE CHAMBER HEREBY

ORDERS the Prosecution to file the Notice by 5 September 2014; and

ORDERS the defence team for Mr Kenyatta and the Legal Representative of Victims to file responses thereto, if any, by 10 September 2014.

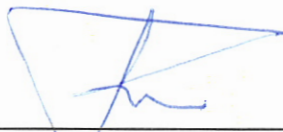
¹ ICC-01/09-02/11-908.

² ICC-01/09-02/11-908, page 46.

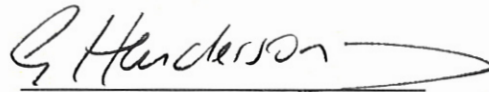
Done in both English and French, the English version being authoritative.



Judge Kuniko Ozaki, Presiding Judge



Judge Robert Fremr



Judge Geoffrey Henderson

Dated 28 August 2014

At The Hague, The Netherlands