

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-03/09

Date: 26 January 2015

THE APPEALS CHAMBER

Before: Judge Sang-Hyun Song, Presiding Judge
Judge Akua Kuenyehia
Judge Erkki Kourula
Judge Anita Ušacka
Judge Christine Van den Wyngaert

SITUATION IN THE DARFUR, SUDAN

IN THE CASE OF *THE PROSECUTOR*

v.

ABDALLAH BANDA ABAKAER NOURAIN

Public

Defence Regulation 36 Notification for “Defence’s Document in Support of Appeal against Trial Chamber IV’s Decision issuing the ‘Warrant of arrest for Abdallah Banda Abakaer Nourain’ ”

Sources: Defence Team of Abdallah Banda Abakaer Nourain

Document 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
Ms. Helen Brady

Counsel for the Defence

Mr. Karim A. A. Khan QC
Mr. David Hooper QC

Legal Representatives of the Victims

Ms. Hélène Cissé
Mr. Jens Dieckmann

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

Registrar

Mr. Herman von Hebel

Counsel Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. The defence for Mr. Abdallah Banda Abakaer Nourain ("Defence") apologizes to the Appeals Chamber for the Defence's oversight in not including a word count and a certification pursuant to Regulation 36 of the Regulations of the Court ("Regulations") for the document in support of its appeal submitted on 12 January 2015 ("Appeal").¹ Such information and certification is required by the Appeals Chamber's 24 July 2014 judgment in the *Gaddafi and Al-Senussi* case.²
2. The Defence appreciates the Officer of the Prosecutor having brought this oversight to the Defence's attention.³
3. The Defence hereby informs the Appeals Chamber that the word count for the Appeal is 5,982.⁴ The Defence further certifies that the Appeal complies with the terms of Regulation 36 of the Regulations.

Respectfully Submitted,



Mr. Karim A. A. Khan QC
Lead Counsel for Abdallah Banda Abakaer Nourain

Dated this 26th Day of January 2015
At The Hague, the Netherlands

¹ ICC-02/05-03/09-625-Conf; ICC-02/05-03/09-625-Red.

² ICC-01/11-01/11-565 OA 6, para. 32.

³ See ICC-02/05-03/09-629-Conf-Exp, para. 6.

⁴ This word count includes the signature section of the Appeal. The title and notification pages and the paragraphs numbers in the Appeal are not included for purposes of this word count. The average page in the Appeal accordingly contains 299.1 words (divided over 20 pages).