

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: 18 July 2012

THE APPEALS CHAMBER

Before:

**Judge Erkki Kourula
Judge Sang-Hyun Song
Judge Akua Kuenyehia
Judge Anita Ušacka
Judge Sanji Mmasenono Monageng**

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF THE PROSECUTOR v. LAURENT GBAGBO

CONFIDENTIAL

Prosecution's response to Defence "Requête aux fins de suspension des délais prévus par la Règle 154(1) du Règlement de procédure et de preuve et par la Norme 64(5) du Règlement de la Cour jusqu'à la fin des vacances judiciaires, fixée au lundi 6 août 2012"

Source: Office of the Prosecutor

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

The Office of the Prosecutor

Counsel for the Defence

Me Emmanuel Altit

Me Agathe Bahi Baroan

Me Natacha Fauveau Ivanovic

Legal Representatives of the Victims

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

Ms Silvana Arbia

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. On 16 July 2012, the Defence filed a request¹ seeking the suspension of the regulatory time limits to file its notice of appeal and document in support of the appeal of the Single Judge's "*Décision on the "Requête de la Défense demandant la mise en liberté provisoire du président Gbagbo"*" ("Request").²
2. The Prosecution has no objection to the Request. The Prosecution notes, as identified in the Defence's Request, that Trial and Pre-Trial Chambers have suspended time limits to seek leave to appeal due to court recesses. However, if the Appeals Chamber considers this solution as inadequate, the Prosecution submits that the Defence's Request could alternatively be considered as a request for extension of time, to which the Prosecution has no objection either. Therefore, according to Defence's request and Rule 154(1) of the Rules of Procedure and Evidence and Regulation 64(5) of the Regulations of the Court, the Defence should file its notice of appeal and its document in support of the appeal by 13 August.
3. This response is classified confidential, in accordance with the confidential classification of the Defence's Request. However, since the submission of the Defence's Request, the Single Judge issued a public redacted version of the decision which was notified on 16 July 2012.³ Therefore, the Prosecution submits that the Defence can now submit a redacted version of its Request. The Prosecution has no objection for this response to be reclassified as public.

¹ ICC-02/11-01/11-185-Conf, 16 July 2012.

² ICC-02/11-01/11-180-Conf, 13 July 2012.

³ ICC-02/11-01/11-180-Red, 13 July 2012.



Fatou Bensouda, Prosecutor

Dated this 18th day of July 2012

At The Hague, The Netherlands