



Original: **English**

No.: **ICC-02/05-01/12**

Date: **30 July 2015**

**PRE-TRIAL CHAMBER II**

**Before:** Judge Cuno Tarfusser, Presiding Judge  
Judge Marc Perrin de Brichambaut  
Judge Chang-Ho Chung

**SITUATION IN DARFUR, SUDAN**

**IN THE CASE OF  
*THE PROSECUTOR v. ABDEL RAHEEM MUHAMMAD HUSSEIN***

**Public  
With 3 Confidential annexes**

**Registrar's Report on the implementation of the Decision on the Prosecutor's  
Request for finding of non-compliance against the Republic of Sudan**

**Source:** The Registry

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

**Counsel for the Defence**

**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**

**Other**

Presidency

Bureau of the Assembly of States Parties

**REGISTRY**

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**Registrar**

Mr. Herman von Hebel

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

**THE REGISTRY** of the International Criminal Court (“the Court”):

**NOTING** the “*Decision on the Prosecutor’s Request for a Finding of Non-Compliance Against the Republic of the Sudan*” (ICC-02/05-01/12-33) rendered by Pre-Trial Chamber II on 26 June 2015 (“The Decision”) in the case of *The Prosecutor v. Abdel Raheem Muhammad Hussein*;

**NOTING** article 87(7) of the Rome Statute, regulation 109(4) of the Regulations of the Court and article 17(3) of the Relationship Agreement between the International Criminal Court and the United Nations;

**CONSIDERING** that Pre-Trial Chamber II referred, in accordance with regulation 109(4) of the Regulations of the Court, the Decision to the President of the Court for transmission to the Security Council, through the Secretary General of the United Nations pursuant to article 17(3) of the Negotiated Relationship Agreement between the International Criminal Court and the United Nations;

**REPORTS AS FOLLOWS:**

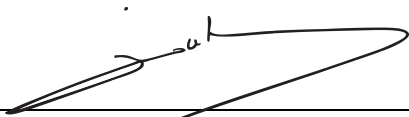
- 1- On 26 June 2015, the Registry notified the Decision by email to the Bureau of the Assembly of States Parties, through the Director of the Secretariat of the Assembly of States Parties. The French version was notified by email sent on the 29 June 2015.
- 2- On 29 June 2015, the Registry also sent by DHL Express Shipment the Decision via note verbale to the Embassy of the Republic of the Sudan to the Kingdom of the Netherlands for onward transmission to the relevant authorities of the Republic of the Sudan. On 1 July 2015, the Embassy refused the delivery of the letter which was returned to the Court on 2 July 2015.

- 3- On 2 July 2015, the Registry conveyed to the designated focal point at the United Nations for the Court the letter from the President of the Court to the Secretary-General of the United Nations dated 29 June 2015, transmitting the Decision, in English and French.
- 4- The present filing is classified public in line with the Decision. The annexes are classified confidential as they contain names and contact details of staff members of the United Nations, States and the Court.

**TRANSMITS** in annexes the following documents:

- The email dated 26 June 2015 transmitting the Decision to the Director of the Secretariat of the Assembly of States Parties (Annex 1 - Confidential); The note verbale dated 29 June 2015 of the Registry to the Embassy of the Republic of the Sudan and the Track DHL Express Shipments (Annex 2 - Confidential);
- The letter of the President of the Court to the Secretary-General of the United Nations dated 29 June 2015, together with its translation in French and the signed memorandum of notification (Annex 3 - Confidential).

**RESPECTFULLY SUBMITTED,**



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Marc Dubuisson, Director, Division of Judicial Services  
On behalf of  
Herman Von Hebel, Registrar

Dated this 30 July 2015

At The Hague, the Netherlands