

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/13**
Date: **2 March 2018**

PRE-TRIAL CHAMBER I

Before: Judge Joyce Aluoch, Presiding Judge
Judge Cuno Tarfusser
Judge Péter Kovács

**SITUATION ON THE REGISTERED VESSELS OF THE UNION OF
THE COMOROS, THE HELLENIC REPUBLIC AND THE KINGDOM OF
CAMBODIA**

Public

Decision on the Request for an Extension of Time

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

The Office of the Prosecutor
Fatou Bensouda, Prosecutor
James Stewart, Deputy Prosecutor

Counsel for Defence

Legal Representatives of Victims
Rodney Dixon

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**
Paolina Massidda

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

States Representatives
Rodney Dixon

Amicus Curiae

REGISTRY

Registrar
Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Others

PRE-TRIAL CHAMBER I (the “Chamber”) of the International Criminal Court (the “Court or “ICC”) issues the present decision on the “Request for an extension of time to respond to the ‘Application for Judicial Review by the Government of the Union of Comoros’ (ICC01/13-58-Conf)” (the “Request”) submitted by the Office of Public Counsel for victims (the “OPCV”).¹

1. On 6 November 2014, the Prosecutor decided that there is no reasonable basis to proceed with an investigation into the situation on the Registered Vessels of the Union of the Comoros, the Hellenic Republic and the Kingdom of Cambodia.²
2. On 29 January 2015, the Union of the Comoros submitted the “Application for Review pursuant to Article 53(3)(a) of the Prosecutor’s Decision of 6 November 2014 not to initiate an investigation in the Situation” asking that the Chamber request the Prosecutor to reconsider her decision.³
3. On 16 July 2015, the Chamber requested the Prosecutor to reconsider her decision not to initiate an investigation.⁴
4. On 29 November 2017, the Prosecutor, having reconsidered the matter, informed the Chamber of her decision under rule 108(3) of the Rules of Procedure and Evidence not to initiate an investigation in the situation.⁵
5. On 23 February 2018, the Government of the Union of Comoros submitted the “Application for Judicial Review by the Government of the Union of the Comoros” (the “Application”).⁶
6. On 28 February 2018, the OPCV submitted the Request asking for an extension of time until Friday, 30 March 2018 to respond to the Application.

¹ ICC-01/13-59.

² ICC-01/13-6-AnxA.

³ ICC-01/13-3-Conf; a public available version is also available, ICC 01/13-3-Red.

⁴ Pre-Trial Chamber I, Decision on the request of the Union of the Comoros to review the Prosecutor’s decision not to initiate an investigation, 16 July 2015, ICC-01/13-34.

⁵ ICC-01/13-57, together with seven public and one confidential annexes.

⁶ ICC-01/13-58-Conf, together with three confidential annexes. A public redacted version is also available, ICC-01/13-58-Red.

7. The Chamber notes regulations 24(2), 34(b) and 35 of the Regulations of the Court.
8. The OPCV argues that an extension is “justified by the complex nature of the issues at stake, the length of the documents involved, and the need to prepare a complex filing that duly addresses the personal interests of the victims, including the need to consult with and take instructions from [...] clients”.⁷ In view of the circumstances, the Chamber considers that good cause for an extension of time has been shown. However, since Friday, 30 March 2018, is an ICC official holiday, the Chamber will extend the time limit to Tuesday, 3 April 2018. By the same token, in case any of the other participants wish to respond to the Application, they should benefit from the same extension of time.

FOR THESE REASONS, THE CHAMBER HEREBY

GRANTS the Request in accordance with paragraph 8; and

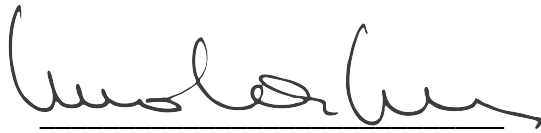
ORDERS the Prosecutor and the victims’ legal representative, in case they wish to make submissions, to do so no later than Tuesday, 3 April 2018.

⁷ ICC-01/13-59, para. 2.

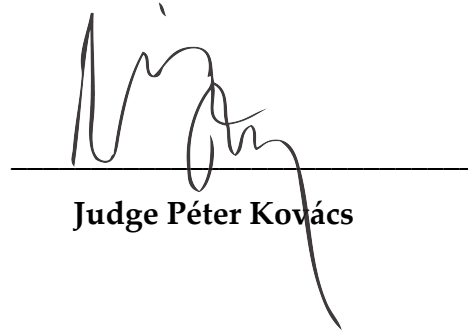
Done in both English and French, the English version being authoritative.



Judge Joyce Aluoch
Presiding Judge



Judge Cuno Tarfusser



Judge Péter Kovács

Dated this Friday, 2 March 2018

At The Hague, The Netherlands