

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/12-01/18**

Date: **4 October 2019**

APPEALS CHAMBER

Before: Judge Chile Eboe-Osuji, Presiding
Judge Howard Morrison
Judge Piotr Hofmański
Judge Luz del Carmen Ibáñez Carranza
Judge Solomy Balungi Bossa

SITUATION IN THE REPUBLIC OF MALI

**IN THE CASE OF
THE PROSECUTOR *v.* AL HASSAN AG ABDOUL AZIZ AG MOHAMED
AG MAHMOUD**

Public

Notice of Appeal of the Pre-Trial Chamber's "Décision relative à l'exception d'irrecevabilité pour insuffisance de gravité de l'affaire soulevée par la défense" (ICC-01/12-01/18-459)

Source: Defence for Mr Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud

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

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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

State Representatives of the
Republic of Mali

Amicus Curiae

REGISTRY

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Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and
Reparations Section**

Other


I. Introduction

1. The Defence for Mr. Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud (the “Defence”) submits the present Notice of Appeal against Pre-Trial Chamber I’s “Décision relative à l’exception d’irrecevabilité pour insuffisance de gravité de l’affaire soulevée par la défense” issued on 27 September 2019 (the “Impugned Decision”).¹
2. The present Notice of Appeal is filed pursuant to Article 82(1)(a) of the Rome Statute, Rule 154(1) of the Rules of Procedure and Evidence (the “Rules”) and Regulation 64 of the Regulations of the Court (the “RoC”).
3. For reasons that will be provided in the Appeal Brief, the Defence submits that the whole Impugned Decision is vitiated by a number of errors. Consequently, the Appeals Chamber should reverse the Impugned Decision and find the *Al Hassan* case inadmissible.

¹ ICC-01/12-01/18-459 (the “Impugned Decision”).



Melinda Taylor
Lead Counsel for Mr Al Hassan



Marie-Hélène Proulx
Associate Counsel for Mr Al Hassan

Dated this 04th day of October 2019
At The Hague, The Netherlands