

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-02/05-01/07

Date: 26 July 2010

**PRE-TRIAL CHAMBER I**

**Before:** Judge Sylvia Steiner, Presiding Judge  
Judge Sanji Mmasenono Monageng  
Judge Cuno Tarfusser

**SITUATION IN DARFUR, SUDAN**

**IN THE CASE OF**  
**THE PROSECUTOR v. AHMAD MUHAMMAD HARUN ("AHMAD HARUN")**  
**and**  
**ALI MUHAMMAD ALI ABD-AL-RAHMAN ("ALI KUSHAYB")**

**Public Document**  
**With Confidential annexes 1 and 2**

**Report of the Registrar on the notification of the "*Decision informing the United Nations Security Council about the Lack of Cooperation by the Republic of Sudan*" to the Sudanese authorities**

**Source:** Registrar

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

**The Office of the Prosecutor**

Mr. Luis Moreno-Ocampo

Ms. Fatou Bensouda

**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**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Ms Silvana Arbia

**Defence Support Section**

**Deputy Registrar**

Mr Didier Preira

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

**THE REGISTRAR of the International Criminal Court (" the Court "),**

**NOTING** the *"Decision informing the United Nations Security Council about the Lack of Cooperation by the Republic of Sudan"*<sup>1</sup> ("the Decision"), issued by Pre-Trial Chamber I ("the Chamber") on 25 May 2010;

**NOTING** the *"Report of the Registrar on the notification of the "Decision informing the United Nations Security Council about the Lack of Cooperation by the Republic of Sudan"*<sup>2</sup> submitted on 8 July 2010, whereby the Registrar sought guidance of the Chamber on the appropriateness of informing the Sudanese authorities about the Decision;

**NOTING** the *"Decision instructing the Registrar to inform the Sudanese authorities about the "Decision informing the United Nations Security Council about the Lack of Cooperation by the Republic of Sudan"*<sup>3</sup>, issued by the Chamber on 8 July 2010;

**NOTING** regulations 23bis and 24bis of the Regulations of the Court;

**CONSIDERING** that the Chamber instructs the Registrar to transmit to the authorities of the State of Sudan: (i) the *"Decision informing the United Nations Security Council about the Lack of Cooperation by the Republic of Sudan"*; and (ii) the Note Verbale transmitting the Decision to the Secretary-General of the United Nations together with the acknowledgement of receipt."<sup>4</sup>

**RESPECTFULLY INFORMS** the Chamber as follows:

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<sup>1</sup> ICC-02/05-01/07-57

<sup>2</sup> ICC-02/05-01/07-60

<sup>3</sup> ICC-02/05-01/07-61

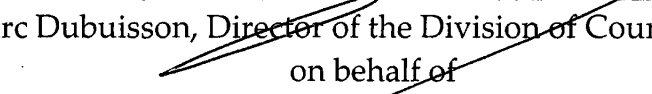
<sup>4</sup> Ibid, pp.3-4.

1. On 14 July 2010, the Registry representatives went to the Embassy of the Republic of the Sudan to the Kingdom of the Netherlands in The Hague to serve the *"Decision informing the United Nations Security Council about the Lack of Cooperation by the Republic of Sudan"*.
2. During that mission, the representatives of the Registry met with the Ambassador of the Republic of the Sudan to the Kingdom of the Netherlands who did not accept the notification of the Decision of the Court and voiced his disapproval of the Court.

**SUBMITS** the 2 annexes attached to the present report confidential due to the appearance of the names of Registry staff in the annexes;

**TRANSMITS** respectfully to the Chamber:

- Annex 1: The Note verbale transmitting the *"Decision informing the United Nations Security Council about the Lack of Cooperation by the Republic of Sudan"* to the Sudanese authorities;
- Annex 2: The memorandum of service detailing the position of the Ambassador of the Republic of the Sudan to the Kingdom of the Netherlands against the Court.

  
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Marc Dubuisson, Director of the Division of Court Services  
on behalf of  
Silvana Arbia, Registrar

Dated this 26th July 2010

At The Hague, The Netherlands