

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-02/11-01/15**

Date: **15 July 2021**

**THE PRESIDENCY**

**Before:** Judge Piotr Hofmański, President  
Judge Luz del Carmen Ibáñez Carranza, First Vice-President  
Judge Antoine Kesia-Mbe Mindua, Second Vice-President

**SITUATION IN CÔTE D'IVOIRE**

**IN THE CASE OF  
*THE PROSECUTOR V. LAURENT GBAGBO AND CHARLES BLÉ GOUDÉ***

**Public**

**Decision on the Corrigendum to 'Blé Goudé Defence Notice to the Presidency,  
ICC-02/11-01/15-1403-Conf-Exp' dated 23 June 2021 (ICC-02/11-01/15-1403-Conf-Exp-  
Corr)**

**Decision to be notified in accordance with regulation 31 of the *Regulations of the Court* to:****The Office of the Prosecutor**

Mr Karim A. A. Khan  
Mr James Stewart

**Counsel for Mr Blé Goudé**

Mr Geert-Jan Alexander Knoops  
Ms Despoina Eleftheriou

**Legal Representatives of the Victims****Legal Representatives of 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**

Mr Peter Lewis

**Detention Section****Division of Court Services**

The Presidency of the International Criminal Court (the ‘Court’) has before it a corrigendum to a notice to the Presidency filed by Mr Charles Blé Goudé on 23 June 2021, whereby he informs the Presidency that he intends to file a request for compensation under article 85 of the Rome Statute (the ‘Statute’) no later than 15 September 2021 and requests the Presidency to designate a Chamber composed of three judges to consider such request, pursuant to rule 173(1) of the Rules of Procedure and Evidence (the ‘Rules’) (the ‘Notice’).<sup>1</sup>

1. The Presidency recalls article 85 of the Statute and rule 173 of the Rules, which regulate requests for compensation of arrested or convicted persons.
2. The Presidency considers that the Notice does not currently meet the requirements of a request for compensation under rule 173, noting that rule 173(1) requires that a request for compensation be submitted before the Presidency and that rule 173(3) specifies that the request shall contain the grounds and the amount of compensation requested. Such request would ordinarily need to be submitted before a Chamber is designated. Further, the Notice provides no indication as to any reason why it might be necessary in the current circumstances for a Chamber to be designated prior to the submission of the request by the Defence. In these circumstances, the Presidency considers that the pre-conditions for the designation of a Chamber under rule 173(1) have not currently been met.
3. Regarding the classification of the Notice, the Defence requests the Presidency to maintain confidentiality at this stage, including *vis-à-vis* the Prosecution. Noting that Mr Blé Goudé has himself publicly referred to the Notice filed before the Presidency and his intention to request compensation,<sup>2</sup> the Presidency sees no valid basis for maintaining the confidential and *ex parte* classification of the Notice. The Presidency therefore issues this decision publicly. It further requests the Defence to file a public version of the Notice and to refrain in future from public discussion of Court filings which it has submitted need to be kept confidential *ex parte* .

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<sup>1</sup> Defence for Mr Blé Goudé, Corrigendum to ‘Blé Goudé Defence Notice to the Presidency’, 23 June 2021, ICC-02/11-01/15-1403-Conf-Exp-Corr, paras. 2-3.

<sup>2</sup> France 24 - Le Journal d’Afrique, Charles Blé Goudé, ancien ministre ivoirien : “Je demande des dommages et intérêts à la CPI”, 24 June 2021, min. 4:20-4:41, available at: <https://www.france24.com/fr/%C3%A9missions/journal-de-l-afrique/20210624-charles-bl%C3%A9-goud%C3%A9-oui-je-demande-des-dommages-et-int%C3%A9r%C3%AAts-%C3%A0-la-cpi>

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

A handwritten signature in black ink, consisting of a large, stylized 'L' and 'C' intertwined, with a horizontal line crossing through the middle. The signature is positioned above a horizontal line.

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**Judge Luz del Carmen Ibáñez Carranza**  
**Acting President**

Dated this 15 July 2021

At The Hague, The Netherlands