

Public

Annex E

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List of authorities

ICC jurisprudence

	Case & Title	Citation (as per the Trial Brief)	Date
Al Hassan			
1.	<i>Prosecutor v. Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud</i> , Judgment on the appeal of Mr Al Hassan against the decision of Trial Chamber X entitled ‘Decision on application for notice of possibility of variation of legal characterisation pursuant to Regulation 55(2) of the Regulations of the Court’	ICC-01/12-01/18-1562-Red OA3	1 July 2021
Barasa			
2.	<i>Prosecutor v. Walter Osapiri Barasa ("Barasa")</i> , Prosecution’s Application under Article 58	ICC-01/09-117-US-Exp	30 July 2021
3.	<i>Prosecutor v. Barasa</i> , Warrant of arrest for Walter Osapiri Barasa	ICC-01/09-01/13-1-US-Exp-Red2	2 August 2013
Bemba et al.			
4.	<i>Prosecutor v. Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidèle Babala Wandu and Narcisse Arido (“Bemba et al.”)</i> , Judgement pursuant to Article 74 of the Statute (ICC-01/05-01/13-1989-Red)	<i>Bemba et al.</i> TJ	19 October 2016
5.	<i>Prosecutor v. Bemba et al.</i> , Judgment on the appeals of Mr Jean-Pierre Bemba Gombo, Mr Aimé Kilolo Musamba, Mr Jean-Jacques Mangenda Kabongo, Mr Fidèle Babala Wandu and Mr Narcisse Arido against the decision of Trial Chamber VII entitled “Judgment pursuant to Article 74 of the Statute” (ICC-01/05-01/13-2275-Red)	<i>Bemba et al.</i> AJ	8 March 2018
Chui (Ngudjolo)			
6.	<i>Prosecutor v. Mathieu Ngudjolo Chui</i> , Judgment on the Prosecutor’s appeal against the decision of Trial Chamber II entitled "Judgment pursuant to article 74 of the Statute"	ICC-01/04-02/12-271-Corr	7 April 2015
Gicheru			
7.	<i>Prosecutor v. Paul Gicheru & Philip Kipkoech Bett ("Gicheru & Bett")</i> , Prosecution’s Application under Article 58(1) of the Rome Statute	ICC-01/09-144-US-Exp	9 February 2015

8.	<i>Prosecutor v. Gicheru & Bett</i> , Decision on the “Prosecution’s Application under Article 58(1) of the Rome Statute”	ICC-01/09-01/20-1-Conf-Exp	10 March 2015
9.	<i>Prosecutor v. Paul Gicheru ("Gicheru")</i> , Decision on the confirmation of charges against Paul Gicheru	ICC-01/09-01/20-153-Conf	15 July 2021
10.	<i>Prosecutor v. Gicheru</i> , Decision Setting the Commencement Date of the Trial and Related Deadlines	ICC-01/09-01/20-185	30 September 2021
Kenyatta			
11.	<i>Prosecutor v. Uhuru Muigai Kenyatta ("Kenyatta")</i> , Judgment on the Prosecutor’s appeal against Trial Chamber V(B)’s “Decision on Prosecution’s application for a finding of non-compliance under Article 87(7) of the Statute”	ICC-01/09-02/11-1032 OA5	19 August 2015
12.	<i>Prosecutor v. Kenyatta</i> , Decision on Prosecution's application for a finding of non-compliance under Article 87(7) of the Statute	ICC-01/09-02/11-982	3 December 2014
13.	<i>Prosecutor v. Kenyatta</i> , Second decision on Prosecution's application for a finding of non-compliance under Article 87(7) of the Statute	ICC-01/09-02/11-1037	19 September 2016
Mbarushimana			
14.	<i>Prosecutor v. Callixte Mbarushimana</i> , Judgment on the appeal of the Prosecutor against the decision of Pre-Trial Chamber I of 16 December 2011 entitled "Decision on the confirmation of charges"	ICC-01/04-01/10-514 OA 4	30 May 2012
Ntaganda			
15.	<i>Prosecutor v. Bosco Ntaganda ("Ntaganda")</i> , Decision on the updated document containing the charges	ICC-01/04-02/06-450	6 February 2015
16.	<i>Prosecutor v. Ntaganda</i> , Judgment on the appeals of Mr Bosco Ntaganda and the Prosecutor against the decision of Trial Chamber VI of 8 July 2019 entitled ‘Judgment’	ICC-01/04-02/06-2666-Red	30 March 2021
Ruto & Sang			
17.	<i>Prosecutor v. William Samoei Ruto & Joshua Arap Sang ("Ruto & Sang")</i> , Decision on Victims' Participation at the Confirmation of Charges Hearing and in the Related Proceedings	ICC-01/09-01/11-249	5 August 2011
18.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution’s Submissions on Witness Security	ICC-01/09-01/11-425-Conf-Exp	11 June 2012

19.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's Submission of a Security Threat and Risk Assessment	ICC-01/09-01/11-430-Conf-Exp	21 June 2012
20.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's Updated Document Containing the Charges pursuant to the Trial Chamber's Order	ICC-01/09-01/11-448	22 August 2012
21.	<i>Prosecutor v. Ruto & Sang</i> , Decision on victims' representation and participation	ICC-01/09-01/11-460	3 October 2012
22.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's application for delayed disclosure of the identities of certain witnesses and authorisation of redactions pursuant to Decision ICC 01/09-01/11-458	ICC-01/09-01/11-468-Conf-Exp	6 November 2012
23.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's Submission of Supplementary Information on the Security Situation in Kenya	ICC-01/09-01/11-496-Conf-Exp	5 December 2012
24.	<i>Prosecutor v. Ruto & Sang</i> , Third application for delayed disclosure of witness identities	ICC-01/09-01/11-521-Conf-Exp	27 December 2012
25.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's Submission of P-0015's Security and Interference	ICC-01/09-01/11-624-Conf-Exp	25 February 2013
26.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's Notification of P-256 and P-534's Security and Interference	ICC-01/09-01/11-647-Conf-Exp	13 March 2013
27.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's Urgent Application for Extension of Time to Disclose the Identity of Witness P-0534	ICC-01/09-01/11-648-Conf-Exp	13 March 2013
28.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's further submissions on P-0015	ICC-01/09-01/11-662-Conf-Exp	26 March 2013
29.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution's Notification of P-268, and P-487's Security and Interference and update on the situation of P-534	ICC-01/09-01/11-665-Conf-Exp	28 March 2013
30.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution Notification of Interference with Family Member of Witness P-0524	ICC-01/09-01/11-721-Conf-Exp	3 May 2013
31.	<i>Prosecutor v. Ruto & Sang</i> , Prosecution Notification of Interference with Prosecution Witnesses P-0019, P-0028, P-0397, P-0534 and potential Prosecution witness P-0571	ICC-01/09-01/11-736-Conf-Exp	14 May 2013
32.	<i>Prosecutor v. Ruto & Sang</i> , Decision on prosecution requests to add witnesses and evidence and defence requests to reschedule the trial start date	ICC-01/09-01/11-762	3 June 2021
33.	<i>Prosecutor v. Ruto & Sang</i> , Corrected and amended version of "Prosecution's request under article 64(6)(b) and article 93 to	ICC-01/09-01/11-1120-Red2-Corr	5 December 2013

	summon witnesses” (ICC-01/09-01/11-1120-Conf-Exp)		
34.	<i>Prosecutor v. Ruto & Sang</i> , Decision on Prosecutor's Application for Witness Summonses and resulting Request for State Party Cooperation	ICC-01/09-01/11-1274-Corr2	17 April 2014
35.	<i>Situation in the Republic of Kenya</i> , Prosecution's withdrawal of its request for an arrest warrant against Meshack Kimutai Yebei pursuant to article 58(1) of the Rome Statute	ICC-01/09-146-US-Exp	5 March 2015
36.	<i>Prosecutor v. Ruto & Sang</i> , Notification of closure of the Prosecution's case	ICC-01/09-01/11-1954	10 September 2015
37.	<i>Prosecutor v. Ruto & Sang</i> , Decision on Defence Applications for Judgments of Acquittal and Annex I thereto (Dissenting Opinion of Judge Herrera-Carbuccia)	ICC-01/09-01/11-2027-Red-Corr, -AnxI	5 April 2016