

Status Conference

(Open Session)

ICC-02/05-03/09

1 International Criminal Court

2 Trial Chamber IV - Courtroom 1

3 Situation: Darfur, Sudan

4 In the case of The Prosecutor v. Abdallah Banda Abakaer Nourain and Saleh

5 Mohammed Jerbo Jamus - ICC-02/05-03/09

6 Presiding Judge Joyce Aluoch, Judge Silvia Fernández de Gurmendi

7 and Judge Chile Eboe-Osuji

8 Status Conference

9 Thursday, 18 July 2013

10 (The status conference starts in open session at 9.09 a.m.)

11 THE COURT USHER: All rise.

12 The International Criminal Court is now in session.

13 Please be seated.

14 PRESIDING JUDGE ALUOCH: Good morning.

15 Court officer, for the record please call the case.

16 THE COURT OFFICER: Yes, your Honour. Situation in Darfur, Sudan, in the case
17 of The Prosecutor versus Abdallah Banda Abakaer Nourain and Saleh Mohammed
18 Jerbo Jamus, case reference ICC-02/05-03/09. For the record, we are in open session.

19 PRESIDING JUDGE ALUOCH: May I welcome the Prosecution team, the Defence
20 team, legal representatives, the Registry team and may I ask the Prosecution to
21 introduce themselves please?

22 MR OMOFADE: Good morning, Madam President. The Prosecution this morning
23 is represented by Mr Pubudu Sachithanandan, associate trial lawyer, sitting to my left;
24 Ms Biljana Popova, case manager; and Ms Mariana Tiholaz, legal assistant; and
25 myself, Ade Omofade, trial lawyer.

1 PRESIDING JUDGE ALUOCH: Thank you. Defence team, please?

2 MR KHAN: Madam President, your Honours, good morning. The Defence is
3 represented by Mr Nicholas Koumjian, co-lead counsel, and Mr Anand Shah, who is a
4 member of the list of legal assistants and also case manager. Your Honours, my
5 name is Karim Khan.

6 PRESIDING JUDGE ALUOCH: Thank you. Legal representatives?

7 MS CISSÉ: (Interpretation) Yes, good morning, Madam President. The legal
8 representatives of victims present today are Maître Jens Dieckmann, associate, and
9 myself, lead counsel, Hélène Cissé. Thank you.

10 PRESIDING JUDGE ALUOCH: Thank you. And the Registry?

11 MS SCHAUDER: (Interpretation) Good morning, Madam President, your
12 Honours. Natacha Schauder, associate legal officer for the Registry, and
13 Marc Dubuisson will also be addressing the Court by video link if there are any
14 questions that arise.

15 PRESIDING JUDGE ALUOCH: Thank you.

16 The Chamber convened this status conference by order 488 of 28 June 2013 with a
17 confidential agenda annexed to this same order. On 23 April 2013, the Defence for
18 Mr Abdallah Banda Nourain and Mr Saleh Mohammed Jerbo Jamus notified the
19 Chamber that it had received news that Mr Jerbo had died in North Darfur on
20 13 April 2013. Following this notification, the Chamber received several submissions
21 on the appropriateness of proposals to either terminate the proceedings against
22 Mr Jerbo or to sever his case from the case against Mr Banda. This status conference
23 will relate to the issues surrounding the allegations of Mr Jerbo's death.
24 Following my opening remarks, the entirety of the status conference will be
25 conducted in closed session. After the conclusion of the status conference, the

1 Chamber will render a written decision dealing with these issues.
2 This concludes the open session portion of the status conference, unless any party
3 wish to raise any issue before we go into closed session? Prosecution?
4 MR OMOFADE: No issues, your Honours.
5 PRESIDING JUDGE ALUOCH: Defence?
6 MR KHAN: Madam President, not at this stage. Thank you.
7 PRESIDING JUDGE ALUOCH: Thank you.
8 Court officer, please may we move into closed session. That concludes the open
9 session of this status conference.

10 (Closed session at 9.15 a.m.)

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22 (Open session at 3.55 p.m.)

23 THE COURT OFFICER: We are in open session, Madam President.

24 (Redacted)

25 (Redacted)

Status Conference

(Open Session)

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- 1 (Redacted)
- 2 (Redacted)
- 3 (Redacted) Now
- 4 we know where we are heading thank you very much and that brings to an end these
- 5 proceedings.
- 6 THE COURT USHER: All rise.
- 7 (The status conference ends in open session at 4.00 p.m.)