



Original: **English**

No.: ICC-02/05-01/20

Date: 10 May 2023

**TRIAL CHAMBER I**

**Before:** Judge Joanna Korner, Presiding Judge  
Judge Reine Alapini-Gansou  
Judge Althea Violet Alexis-Windsor

**SITUATION IN DARFUR, SUDAN**

**IN THE CASE OF  
THE PROSECUTOR *v.*  
ALI MUHAMMAD ALI ABD-AL-RAHMAN (“ALI KUSHAYB”)**

**Public**

**Prosecution’s response to “CLR V Request to postpone the commencement of the victims’ case”**

**Source:**

**Office of the Prosecutor**

Document 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 KC  
Ms Nazhat Shameem Khan  
Mr Julian Nicholls

**Counsel for the Defence**

Mr Cyril Laucci  
Mr Iain Edwards

**Legal Representatives of the Victims**

Ms Natalie von Wistinghausen  
Mr Anand Shah

**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**

---

**Registrar**

Mr Osvaldo Zavala Giler

**Counsel Support Section**

Mr Pieter Vanaverbeke

**Victims and Witnesses Section**

Mr Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

Mr Philipp Ambach

**Other**

## SUBMISSIONS

1. The Prosecution hereby responds to the request by the Common Legal Representative of Victims (“CLR V”) to postpone the start of the participating victims’ case, currently scheduled to commence on 22 May 2023 (“Request”).<sup>1</sup> The CLR V proposed two alternative new schedules for the commencement of its case.<sup>2</sup>
2. The Prosecution takes no position in relation to the two options presented by the CLR V, given that neither alternative would delay the commencement of the Defence’s case on 28 August 2023.<sup>3</sup>



---

**Karim A. A. Khan KC**  
**Prosecutor**

Dated this 10<sup>th</sup> day of May 2023

At The Hague, The Netherlands

---

<sup>1</sup> CLR V Request to postpone the commencement of the victims’ case, ICC-02/05-01/20-931-Red.

<sup>2</sup> CLR V Request to postpone the commencement of the victims’ case, ICC-02/05-01/20-931-Red, para. 31.

<sup>3</sup> Decision on the Defence’s Request for postponement of the presentation of its case, ICC-02/05-01/20-916-Red, para. 44(D).