

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-02/05
Date: 9 December 2008

PRE-TRIAL CHAMBER I

Before: Judge Akua Kuenyehia, Presiding Judge
Judge Anita Ušacka
Judge Sylvia Steiner

SITUATION IN DARFUR, SUDAN

Public Decision with Confidential and *Ex Parte* Annex

Decision Requesting Additional Information and Supporting Materials

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

The Office of the Prosecutor

Mr Luis Moreno-Ocampo, Prosecutor
Mr Essa Faal, Senior Trial Lawyer

Counsel for the Defence

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

PRE-TRIAL CHAMBER I of the International Criminal Court (the “Chamber” and “Court”, respectively);

NOTING the “Prosecution’s Application under article 58”¹ (“the Prosecution’s Application”) filed by the Prosecution on 20 November 2008;

NOTING article 58(1) of the Rome Statute (“the Statute”) and regulation 28 of the Regulations of the Court (“the Regulations”);

CONSIDERING that pursuant to article 58(1) of the Statute, the issuance of a warrant of arrest is subject to the Pre-Trial Chamber being satisfied that there are reasonable grounds to believe that the person has committed a crime falling within the jurisdiction of the Court;

CONSIDERING that regulation 28 of the Regulations permits the Chamber to “order the participants to clarify or to provide additional details” or to “address specific issues” within a time limit specified by the Chamber;

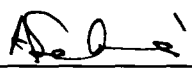
CONSIDERING that the Chamber finds it necessary to receive additional information and supporting materials from the Prosecution in relation to the Prosecution’s Application;

¹ ICC-02/05-163-Conf-Exp. The Prosecution also filed a public summary of the Prosecution’s Application under Article 58: ICC-02/05-162.

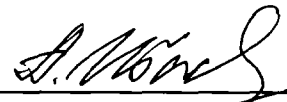
FOR THESE REASONS

DECIDES to give the Prosecution until Monday 26 January 2009 at 16.00 hours to provide the Chamber with the additional information and supporting materials requested in the confidential *ex parte* Annex I to the present decision.

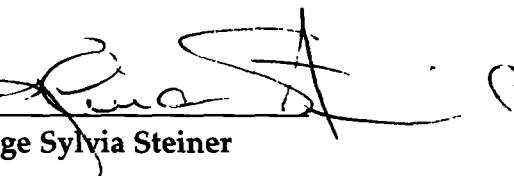
Done in both English and French, the English version being authoritative.



Judge Akua Kuenyehia
Presiding Judge



Judge Anita Ušacka



Judge Sylvia Steiner

Dated this Tuesday 9 December 2008

At The Hague

The Netherlands