

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/09-02/11

Date: 30 March 2011

PRE-TRIAL CHAMBER II

Before: Judge Ekaterina Trendafilova, Presiding Judge
Judge Hans-Peter Kaul
Judge Cuno Tarfusser

SITUATION IN THE REPUBLIC OF KENYA

**IN THE CASE OF
THE PROSECUTOR *v.* FRANCIS KIRIMI MUTHAURA, UHURU MUIGAI
KENYATTA AND MOHAMMED HUSSEIN ALI**

Under Seal

Ex parte only available to the Registry

Information submitted to the Chamber by the Counsel Support Section

Source: The Registry

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

The Office of the Prosecutor

Counsel for the Defence

Legal Representatives of the Victims

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

Silvana Arbia

Deputy Registrar

Didier Preira

Counsel Support Section

Esteban Peralta Losilla

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Marc Dubuisson

Following the request of the Honourable Judges of the Pre-Trial Chamber, the Counsel Support Section is pleased to provide it with the following information on the defence teams active in the case and other practical arrangements in view of the upcoming initial appearance.

I. On the composition of the teams

The Registry has received a total of seven powers of attorney in this case in favour of seven lawyers; so far, six of them are admitted to the List of Counsel and two on the List of Assistants. We are pleased to confirm that every one of the three defendants is represented by at least one person inscribed on the List of Counsel:

- Mr. Karim Asad Ahmad Khan for Mr. Francis Muthaura,
- Mr. Steven Kay and Ms. Gillian Higgins for Mr. Uhuru Kenyatta,
and
- Messrs. Evans Monari, John Philpot and Gershom Otachi
Bw'omanwa for Mr. Mohammed Hussein Ali.

Mr. Uhuru Kenyatta has also issued a power of attorney in favour of Mr. Toby Cadman. Mr. Cadman is not admitted to the List of Counsel.

II. On the participation at the hearing

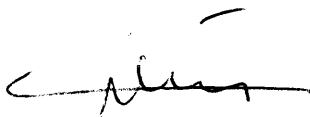
The Registry has been able to secure three offices which will be available between 6 April 2011 and 8 April 2011 for the exclusive use of the defendants for the purposes of meeting with their defence teams.

All counsels have been informed that:

- Their participation at the upcoming initial appearance hearing will be limited to three persons per team, and that they may submit a request to the Chamber should they wish to have more persons present;

- Only those persons who have received a power of attorney and have been admitted to the List of Counsel will have the right of audience; and
- The Registry will provide them with the standard robes that will be used during the hearing, if needed.

The Registry is indeed available should the Honourable Judges of the Chamber require further information on these issues.



Esteban Peralta Losilla, Chief, Counsel Support Section
on behalf of
Silvana Arbia, Registrar

Dated this 30 March 2011

At The Hague, Netherlands