

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-02/05-01/09

Date: 21 March 2013

**PRE-TRIAL CHAMBER II**

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

**SITUATION IN DARFUR, SUDAN**

**IN THE CASE OF  
*THE PROSECUTOR V. OMAR HASSAN AHMAD AL BASHIR***

**PUBLIC**

**With one confidential annex**

**Report of the Registry on the observations submitted by the Republic of Chad on  
Omar Al-Bashir's visit to the Republic of Chad**

**Source:** The Registry

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

**The Office of the Prosecutor**

Ms Fatou Bensouda, Prosecutor

Mr James Stewart, Deputy 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**

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**Registrar**

Ms Silvana Arbia

**Counsel Support Section**

**Deputy Registrar**

Mr Didier Preira

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

## **The Registrar of the International Criminal Court ("the Court")**

**NOTING** the "Decision Requesting Observations on Omar Al-Bashir's Visit to the Republic of Chad"<sup>1</sup> ("the Decision") issued by Pre-Trial Chamber II on 22 February 2013;

**NOTING** the "Report of the Registry on the execution of the 'Decision Requesting Observations on Omar Al-Bashir's Visit to the Republic of Chad'"<sup>2</sup> dated 15 March 2013;

**NOTING** articles 86, 87(7) and 89 of the Rome Statute, rule 176(2) of the Rules of Procedure and Evidence, Regulation 23bis of the Regulations of the Court;

**CONSIDERING** that the competent authorities of the Republic of Chad were requested by the Chamber "to submit no later than Thursday 14 March 2013, any observations with regard to: 1) the alleged failure to execute the requests for arrest and surrender of Omar-Al Bashir to the Court and; 2) the alleged failure to consult with the Court in case of any problems identified which might have impeded the execution of the requests for arrest and surrender of Omar-Al Bashir during his visit"<sup>3</sup>.

**INFORMS** the Chamber as follows:

1. On Wednesday 20 March 2013, the Registry received a note verbale from the Embassy of the Republic of Chad to the Kingdom of Belgium, transmitting the observations of the government of Chad on the visit of Omar Al-Bashir to the Republic of Chad (annex 1) ;

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<sup>1</sup> ICC-02/05-01/09-147

<sup>2</sup> ICC-02/05-01/09-149-Conf

<sup>3</sup> Ibid., p. 6

2. The Embassy of the Republic of Chad to the Kingdom of Belgium did not provide an explanation concerning the late submission of the observations.

*Level of Confidentiality*

3. The present report is filed public in line with the level of classification of the Decision. The annex is submitted as *confidential* at the request of the Chadian authorities.

**TRANSMITS in annex:**

- Annex 1: Note verbale of 20 March 2013 by the Embassy of the Republic of Chad to the Kingdom of Belgium;

**RESPECTFULLY SUBMITTED.**



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Silvana Arbia, Registrar

Dated this 21 March 2013

At The Hague, The Netherlands