

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/18
Date: 9 July 2024

PRE-TRIAL CHAMBER I

Before: Judge Iulia Antoanella Motoc, Presiding Judge
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge Nicolas Guillou

SITUATION IN THE STATE OF PALESTINE

SECRET

***EX PARTE* only available to the Prosecution
With SECRET Annex
only available to the Prosecution**

Registry Transmission of a Request for the submission of observations as *Amicus Curiae*

Source: Registry

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

- | | |
|---|---|
| <div>The Office of the Prosecutor</div> <div></div> | <div>Counsel for the Defence</div> |
| <div>Legal Representatives of the Victims</div> | <div>Legal Representatives of the Applicants</div> |
| <div>The Office of Public Counsel for Victims</div> | <div>The Office of Public Counsel for the Defence</div> |
| <div>States' Representatives</div> | <div>Amicus Curiae</div> |

REGISTRY

- | | |
|--|------------------------------------|
| <div>Registrar</div> <div>Osvaldo Zavala Giler</div> | <div>Counsel Support Section</div> |
| <div>Victims and Witnesses Unit</div> | <div>Detention Section</div> |
| <div>Victims Participation and Reparations Section</div> | <div>Other</div> |

I. INTRODUCTION

1. The Registry hereby transmits to Pre-Trial Chamber I ("Chamber"), a request received on 8 July 2024, from Mr Steven E. Zipperstein, to submit observations in the present Situation as amicus curiae, in accordance with rule 103(1) of the Rules of Procedure and Evidence.

II. PROCEDURAL HISTORY

2. On 27 June 2024, the Chamber issued its *"Public redacted version of 'Order deciding on the United Kingdom's request to provide observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, and setting deadlines for any other requests for leave to file amicus curiae observations' ('Order')"*.¹
3. On 8 July 2024, the Registry received an e-mail from Mr Steven E. Zipperstein with a document attached thereto, entitled *"Request by Professor Steven E. Zipperstein for Leave to Submit Written Observations Pursuant to Rule 103(1) of the Rules of Procedure and Evidence"* ("Request").²
4. In the context of a similar request, and upon the Registry's request for guidance, on 1 July 2024, the Chamber provided the Registry with directions as to how to process this type of documents.³

¹ ICC-01/18-173-Red – "Public redacted version of 'Order deciding on the United Kingdom's request to provide observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, and setting deadlines for any other requests for leave to file amicus curiae observations'".

² Email from Mr Steven E. Zipperstein to the Registry's Court Management Section ("CMS"), on 8 July 2024, at 20:32.

³ Phone conversation between CMS staff and the Legal Adviser of the Chamber, on 1st July 2024, at 15:30.

5. Accordingly, the Chamber instructed the Registry to ("Instructions"):
- submit the documents only in the record of the Situation *via* a Registry's transmission filing;
 - file the transmission filing and the attached document on a Secret basis⁴ and;
 - annex the document to the transmission filing.

III. CLASSIFICATION

6. In accordance with regulation 23 *bis* (1) of the Regulations of the Court and in compliance with the Chamber's Instructions, the present submission and its Annex are classified Secret.

IV. TRANSMISSION

7. The Registry hereby transmits the present filing and its annex in accordance with the Chamber's Instructions.

p.p.

Marc Dubuisson, Director, Division of Judicial Services

On behalf of

Oswaldo Zavala Giler, Registrar

Dated this 9 July 2024

At The Hague, the Netherlands

⁴ See ICC-01/18-163-SECRET.