

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

**No. ICC-02/05-03/09
Date: 16 September 2024**

TRIAL CHAMBER IV

Before:
Judge Kimberly Prost
Judge Keebong Paek
Judge Nicolas Guillou

SITUATION IN DARFUR, SUDAN

IN THE CASE OF
THE PROSECUTOR v. ABDALLAH BANDA ABAKAER NOURAIN

Confidential, *ex parte*, only available to the Prosecution and the Registry

Order instructing the Prosecution and the Registry to provide updates

To be notified in accordance with Regulation 31 of the *Regulations of the Court* to:

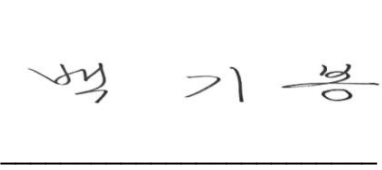
The Office of the Prosecutor Nazhat Shameem Khan Julian Nicholls	Counsel for the Defence
Legal Representatives of Victims	Legal Representatives of Applicants
Unrepresented Victims	Unrepresented Applicants for Participation/Reparations
The Office of Public Counsel for Victims	The Office of Public Counsel for the Defence
States Representatives	<i>Amicus Curiae</i>
REGISTRY	
Registrar Osvaldo Zavala Giler	Counsel Support Section
Victims and Witnesses Unit	Detention Section
Victims Participation and Reparations Section	Other

TRIAL CHAMBER IV (the ‘Chamber’) of the International Criminal Court, in the case of *The Prosecutor v. Abdallah Banda Abakaer Nourain*, issues this ‘Order instructing the Prosecution and the Registry to provide updates’.

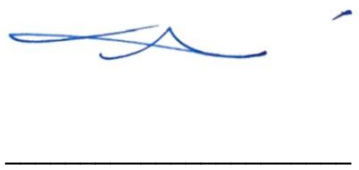
1. The Chamber recalls the procedural history set out in its Reconsideration of the Decision on the Prosecution’s request to withdraw the charges against Mr Banda. In its Decision, the Chamber, in its prior composition, by majority, directed ‘the Prosecution, in coordination with the Registry, to continue with efforts to locate Mr Banda and to execute the outstanding warrant of arrest.’¹
2. The Chamber emphasises that Mr. Banda, as the subject of a warrant of arrest, remains a fugitive from justice. Recalling its previous order, the Chamber instructs the following to be filed by **8 October 2024**:
- a. A written update from the Office of the Prosecutor regarding any information as to the suspected whereabouts of Mr. Banda and an outline of the efforts being made to secure his arrest;
 - b. A written update from the Registry regarding any information as to the suspected whereabouts of Mr. Banda and an outline of the efforts being made to secure his arrest.



Judge Kimberly Prost



Judge Keebong Paek



Judge Nicolas Guillou

Dated this **16 September 2024**
At The Hague, The Netherlands

¹ Reconsideration of the Decision on the Prosecution’s request to withdraw the charges against Abdallah Banda Abakaer Nourain, 6 March 2024, ICC-02/05-03/09-734-Conf-Exp. The Chamber rejected the Prosecution’s request for leave to appeal against this decision, *see* Decision on the Prosecution’s application for leave to appeal the ‘Reconsideration of the Decision on the Prosecution’s request to withdraw the charges against Abdallah Banda Abakaer Nourain’, 23 April 2024, ICC-02/05-03/09-737-Conf-Exp.