

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: **ICC-01/21-01/25**

Date: **25 April 2025**

PRE-TRIAL CHAMBER I

Before: Judge Iulia Antoanella Motoc, Presiding Judge
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge María del Socorro Flores Liera

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

IN THE CASE OF THE PROSECUTOR v. RODRIGO ROA DUTERTE

CONFIDENTIAL

Defence Response to *Amicus Curiae* Request ICC-01/21-01/25-117-Conf-Anx

Source: Defence for Rodrigo Roa Duterte

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
Duterte Defence Team |
| ☐ 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
Osvaldo Zavala Giler | ☐ Counsel Support Section |
| ☐ Victims and Witnesses Unit | ☐ Detention Section |
| ☐ Victims Participation and Reparations Section | ☒ Other
Professor Morris Kiwinda Mbondenyi |

1. The Defence for Rodrigo Roa Duterte notes the “*Request for authorisation to file submissions*” filed by Professor Morris Kiwinda Mbondenyei (“the Applicant”) pursuant to Rule 103(1) of the Rules of Procedure and Evidence (“the Request”).¹
2. When the Defence files a request for interim release, the proposed submissions could be of assistance to the Pre-Trial Chamber. They are, however, currently premature.
3. The Defence believes that the proposed submissions could also be supportive of Mr. Duterte’s right to interim release. Notwithstanding, the Defence would not want the consideration of a request for interim release to be delayed by the filing of observations required pursuant to Rules 103(2) and 103(3).
4. In light of paragraph three above, Counsel invites the Applicant to furnish him with the useful information that he would wish to present to the Pre-Trial Chamber.



Nicholas Kaufman
Counsel for Rodrigo Roa Duterte

Dated this 25th day of April 2025
The Hague, The Netherlands

¹*Duterte*, Registry Transmission of a “Request for authorisation to file submissions”, [ICC-01/21-01/25-117-Conf-Anx](#), 24 April 2025. This submission is classified as confidential pursuant to Regulation 23bis(2) of the Regulations of the Court because it is responsive to a transmission of the same classification. The Defence does not oppose the publication of this submission as public should the Pre-Trial Chamber so order.