

**Cour  
Pénale  
Internationale**

**International  
Criminal  
Court**



Original: **English**

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

Date: **23 July 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***

**Public**

**Public Redacted Version of “Prosecution’s response to ‘Defence Request to Postpone the Decision on the Challenge with respect to Jurisdiction’”**

**Source:** Office of the Prosecutor

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

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**Registrar**

☐ Counsel Support Section

**M. Osvaldo Zavala Giler**

☐ Victims and Witnesses Unit

☐ Detention Section

☐ Victims Participation and Reparations  
Section

☐ Other

## I. SUBMISSIONS

1. The Prosecution respectfully requests that the Chamber reject the “Defence Request to Postpone the Decision on the Challenge with respect to Jurisdiction” (the “Request”).<sup>1</sup> This Response is classified as confidential pursuant to regulation 23bis(2) of the Regulations of the Court, as it refers to filings of the same classification.

2. Jurisdiction is a central issue in this case. The parties have filed their submissions and the Chamber’s decision is pending. Contrary to the Defence’s submission,<sup>2</sup> it would be inefficient for the Chamber to delay its ruling on jurisdiction to an unknown point in the future based solely on speculation that the Chamber may “accept the Defence argument that [REDACTED]”.<sup>3</sup> In fact, litigation regarding [REDACTED] may never take place as it would be contingent on [REDACTED]. A prompt ruling on jurisdiction can only promote the efficiency and expeditiousness of the proceedings.

## II. RELIEF REQUESTED

3. For these reasons, the Prosecution respectfully requests that the Chamber reject the Defence’s Request.




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**Mame Mandiaye Niang, Deputy Prosecutor**

Dated this 23<sup>rd</sup> day of July 2025

At The Hague, the Netherlands

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<sup>1</sup> Defence Request to Postpone the Decision on the Challenge with respect to Jurisdiction, 22 July 2025, ICC-01/21-01/25-205-Conf.

<sup>2</sup> Request, paras 2-3.

<sup>3</sup> Request, para. 2.