

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

**No. ICC-02/18
Date: 14 January 2026**

PRE-TRIAL CHAMBER I

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

SITUATION IN THE BOLIVARIAN REPUBLIC OF VENEZUELA I

PUBLIC

**Decision dismissing *in limine* a request for authorisation to file submissions from
Arcadia Foundation**

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

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|---|--|
| ☒ 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

Registrar

Mr Osvaldo Zavala Giler

- | | |
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| ☐ Victims and Witnesses Unit | ☐ Counsel Support Section |
| ☐ Victims Participation and Reparations Section | ☐ Detention Section |
| | ☐ Other |

PRE-TRIAL CHAMBER I (the ‘Chamber’) of the International Criminal Court (the ‘Court’), issues this decision dismissing *in limine* a request for authorisation to file submissions from the Arcadia Foundation.

1. The Chamber recalls the procedural history as set out in its ‘Decision dismissing *in limine* a request from Arcadia Foundation and setting the procedure regarding requests for authorisation to file submissions’ (the ‘23 December 2025 Decision’).¹ The Chamber further recalls that it *inter alia* found that Mr Robert Carmona-Borjas and the Arcadia Foundation (the ‘Applicant’), lacked *locus standi*.²

2. On 8 January 2026, the Registry transmitted to the Chamber a request filed by the Applicant on 5 January 2026, entitled ‘Request for authorisation to file submissions’ (the ‘Request’).³

3. The Chamber notes that the Request appears to have substantially identical scope and raise issues similar to those upon which the Chamber already decided on its 23 December 2025 Decision. In particular, it appears to rely again on the consideration previously afforded to the Applicant’s views on specific matters in different proceedings pertaining to this situation, namely in the context and for the purposes of the Prosecution’s request to authorise the resumption of his investigation into the *Situation in Venezuela*.

4. Recalling its previous findings,⁴ the Chamber dismisses *in limine* the Request.

5. The Chamber reiterates its encouragement to the Applicant to engage with the Prosecution, noting that any individual or group of individuals can send information to the Office of the Prosecutor regarding any alleged crimes falling under the jurisdiction of the Court. Pursuant to article 68(1) of the Statute, the Prosecution is also responsible for taking any necessary measures to protect the safety, physical and psychological well-being, dignity and privacy of victims and witnesses, particularly during the investigation. Furthermore, the Prosecution can request the Chamber to adopt measures which might be required for the preservation of evidence.

¹ [Decision dismissing *in limine* a request from Arcadia Foundation and setting the procedure regarding requests for authorisation to file submissions](#), ICC-02/18-150, paras 1-8.

² 23 December 2025 Decision, paras 9-13.

³ Registry transmission of the “Request for authorisation to file submission”, ICC-02/18-151-Conf with Confidential Annex.

⁴ 23 December 2025 Decision, paras 11-12.

FOR THESE REASONS, THE CHAMBER HEREBY

DISMISSES *IN LIMINE* the Request.

Done in English. A French translation will follow. The English version remains authoritative.



**Judge Iulia Antoanella Motoc,
Presiding**



**Judge Reine Adélaïde Sophie Alapini-
Gansou**



Judge María del Socorro Flores Liera

Dated this Wednesday, 14 January 2026

At The Hague, The Netherlands