

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 1 May 2026

TRIAL CHAMBER III

Before: Judge Joanna Korner, Presiding Judge
Judge Keebong Paek
Judge Nicolas Guillou

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

IN THE CASE OF *THE PROSECUTOR v. RODRIGO ROA DUTERTE*

Public

Order to Submit Observations on Rodrigo Roa Duterte's Detention

Order 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

-
- Registrar**
Mr Osvaldo Zavala Giler

☒ Counsel Support Section
- ☒ Victims and Witnesses Unit

☒ Detention Section
- ☒ Victims Participation and Reparations
Section

☐ Other

TRIAL CHAMBER III (the ‘Chamber’) of the International Criminal Court, in the case of *The Prosecutor v. Rodrigo Roa Duterte*, pursuant to Articles 60(3), 61(11), 64(6)(a) of the Rome Statute (the ‘Statute’) and Rule 118(2) of the Rules of Procedure and Evidence (the ‘Rules’), issues this ‘Order to Submit Observations on Rodrigo Roa Duterte’s Detention’.

1. On 26 September 2025, Pre-Trial Chamber I rejected the Defence’s requests for interim release.¹ This decision was confirmed by the Appeals Chamber on 28 November 2025.²
2. On 26 January 2026, Pre-Trial Chamber I reviewed the detention of Rodrigo Roa Duterte (the ‘Accused’) and remanded him in detention.³ This decision was confirmed by the Appeals Chamber on 6 March 2026.⁴
3. On 27 February 2026, Pre-Trial Chamber I held the annual hearing on the review of the Accused’s detention during which the parties and participants provided their observations.⁵
4. The Chamber observes that, pursuant to the statutory framework, the Accused’s pre-trial detention shall be reviewed at least every 120 days. In light of the developments following the annual hearing, the Chamber considers it necessary to give the parties and participants the opportunity to submit any observations they may have regarding the Accused’s continued detention or release, with or without conditions, including the existence of any changed circumstances.

¹ Decision on the Defence’s ‘Urgent Request for Interim Release’ and ‘Renewed Request for Interim Release’, ICC-01/21-01/25-282-Conf (public redacted version notified on 10 October 2025, [ICC-01/21-01/25-282-Red](#)).

² Judgment on the appeal of Mr Rodrigo Roa Duterte against the decision of Pre-Trial Chamber I entitled “Decision on the Defence’s ‘Urgent Request for Interim Release’ and ‘Renewed Request for Interim Release’”, ICC-01/21-01/25-326-Conf (public redacted version notified on the same day, [ICC-01/21-01/25-326-Red](#)).

³ Decision on the review of Mr Rodrigo Roa Duterte’s detention, ICC-01/21-01/25-357-Conf (public redacted version notified on the same day, [ICC-01/21-01/25-357-Red](#)).

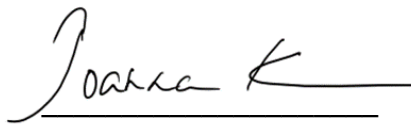
⁴ Judgment on the appeal against Pre-Trial Chamber I’s “Decision on the review of Mr Rodrigo Roa Duterte’s detention”, ICC-01/21-01/25-408-Conf (public redacted version notified on the same day, [ICC-01/21-01/25-408-Red](#)).

⁵ [Transcript of hearing](#), 27 February 2026, ICC-01/21-01/25-T-007-Red-ENG, page 54, line 10 – page 62, line 20.

FOR THESE REASONS, THE CHAMBER HEREBY

ORDERS the parties and participants to submit observations on the Accused's detention by 8 May 2026.

Done in both English and French, the English version being authoritative.



Judge Joanna Korner
Presiding Judge



Judge Keebong Paek



Judge Nicolas Guillou

Dated this **1 May 2026**

At The Hague, The Netherlands