

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/22
Date: 3 July 2026

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Presiding
Judge Tomoko Akane
Judge Sergio Gerardo Ugalde Godínez

SITUATION IN UKRAINE

Public

Public redacted version of "Registry transmission of a communication received from the Republic of South Africa in relation to Pre-Trial Chamber II's Order dated 24 April 2023 (ICC-01/22-23-Conf-Exp)" 2 June 2023, ICC-01/22-34-Conf-Exp

Source: The Registry

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

Registrar

Mr Osvaldo Zavala Giler

☐ Counsel Support Section

☐ Victims and Witnesses Unit

☐ Detention Section

☐ Victims Participation and
Reparations Section

☐ Other

Introduction

1. In relation to Pre-Trial Chamber II's ("Chamber") "Order regarding requests for provisional arrest and a note verbale ("Order")¹ and rule 13(1) of the Rules of Procedure and Evidence, ("Rules") the Registry hereby submits to the Chamber a note verbale received from the Embassy of the Republic of South Africa ("Embassy") dated 2 June 2023 requesting to engage in consultations with the Court in accordance with article 97(c) of the Rome Statute ("Statute").²

I. Procedural history

2. On 17 March 2023, the Chamber issued warrants for the arrest of Mr Vladimir Vladimirovich Putin ("Mr Putin") and Ms Maria Alekseyevna Lvova-Belova ("Ms Lvova-Belova") ("Warrants of Arrest"). The Chamber classified the Warrants of Arrest as "secret" in order to protect victims and witnesses and safeguard the investigations.
3. On 24 April 2023, the Chamber issued the Order in which it instructed the Registry "to (i) immediately prepare and notify all States Parties requests for provisional arrest" as per paragraphs 8 and 9 of the Order [REDACTED].
4. On 26 April 2023, as instructed by the Chamber, the Registry submitted two requests for cooperation addressed to all States Parties to the Rome Statute ("States Parties") for the provisional arrest of Mr Putin and Ms Lvova-Belova pursuant to article 92 of the Rome Statute, in execution of the Warrants of Arrest when the opportunity to do so arises and in the event that either or both of the suspects are present on the territory of one of the State Parties ("Requests for Cooperation").³

¹ Pre-Trial Chamber II, "Order regarding requests for provisional arrest and a note verbale 24 April 2023, 24 April 2023, ICC-01/22-23-Conf-Exp.

² Annex I.

³ Registry, "Request to all States Parties to the Rome Statute for the provisional arrest of Vladimir Vladimirovich Putin pursuant to article 92 of the Rome Statute in implementation of Pre-Trial Chamber II's Order of 24 April 2023", 26 April 2023, ICC-01/22-25-Conf and "Request to all States Parties to the

5. On 5 May 2023, the Registry submitted its report on the implementation of the Order, in which it informed the Chamber that the Requests for Cooperation were transmitted to all States Parties to the Rome Statute between 1 and 4 May 2023 [REDACTED].

II. Classification

6. In accordance with regulation 23 bis(2) of the Regulations of the Court, the present request is classified as confidential ex parte only available to the Prosecution, in line with the classification of the Order.

III. Applicable law

7. The following provisions are of particular relevance to the present transmission: Part 9 of the Rome Statute, and in particular articles 86, 87, 92 and 97 thereof, and rules 13(1) and 176(2) of the Rules.

IV. Submissions

8. As previously reported,⁴ on 1 May 2023, the Registry communicated, by way of email, to the Embassy a transmission note verbale accompanying the Requests for Cooperation.
9. On 16 May 2023, the Embassy confirmed receipt of the Requests for Cooperation, by way of note verbale.⁵
10. On 31 May 2023, the Embassy requested to have an introductory meeting with representatives of the Registry on 5 June 2023.

Rome Statute for the provisional arrest of Maria Alekseyevna Lvova-Belova pursuant to article 92 of the Rome Statute in implementation of Pre-Trial Chamber II's Order of 24 April 2023", 26 April 2023, ICC-01/22-26-Conf.

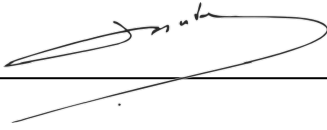
⁴ Ibid., para 8, p. 5.

⁵ Annex II.

11. On 2 June 2023, the Embassy transmitted a note verbale to the Registry informing that the authorities wish to “engage in consultations with the Court in accordance with Article 97(c) of the Rome Statute of the International Criminal Court in respect of the abovementioned request for cooperation.” The Embassy respectfully suggested that “the dates of either 8 or 9 June 2023 would be most suitable for the South African delegation to have the aforementioned consultations.”⁶
12. Following the transmission of the above note verbale, the Embassy contacted, by phone, a Registry representative with the intention of respectfully providing the Chamber additional information which would explain the context of this note verbale. In this regard the Embassy explained that [REDACTED] the Republic of South Africa (“South Africa”) [REDACTED]. However, a delegation [REDACTED] of the Ministry of Foreign Affairs of South Africa stands ready to travel already as of 6 June 2023 to the seat of the Court in The Hague, should the request in the note verbale of 2 June 2023 be granted. The Embassy further inquired as to the modalities of the consultation process to which the Registry responded that the Chamber will decide on the most appropriate modalities for holding the consultations.

⁶ Annex I.

13. The Registry remains at the disposal of the Chamber for any further information and will keep the Chamber apprised of any further developments.



Marc Dubuisson, Director, Division of Judicial Services

on behalf of

Osvaldo Zavala Giler, Registrar

Dated this 3 July 2026

At The Hague, Netherlands