

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-03/09

Date: 14 July 2026

TRIAL CHAMBER IV

Before: Judge Kimberly Prost, Presiding Judge
Judge Keebong Paek
Judge Nicolas Guillou

SITUATION IN DARFUR, SUDAN

***IN THE CASE OF THE PROSECUTOR v.
ABDALLAH BANDA ABAKAER NOURAIN***

PUBLIC

**Public Redacted Version of “Defence Request for Additional Items for the Status
Conference on 8 December 2025”, filed on 24 November 2025**

Source: Defence Team for Abdallah Banda Abakaer Nourain

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
D07

☒ 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

M. Zavala Giler, Osvaldo

☐ Counsel Support Section

☐ Victims and Witnesses Unit

☐ Detention Section

☐ Victims Participation and
Reparations Section

☐ Other

I. INTRODUCTION

1. The Defence for General Abdallah Banda Abakaer Nourain ('Defence') hereby requests Trial Chamber IV ('Chamber') to include additional items to the status conference to be held on 8 December 2025. Specifically, the Defence wishes to address the Chamber about financial issues related to this undertaking over the past few months, forthcoming Defence investigations and issues related to any responses to the Office of the Prosecutor ('Prosecution') requesting a withdrawal of the charges against General Abdallah Banda.

II. CONFIDENTIALITY

2. Pursuant to Regulation 23 *bis*(2) of the Regulations of the Court, the Defence files this request as CONFIDENTIAL as this request responds to filings and orders of the same classification level.

III. PROCEDURAL SUMMARY

3. The Defence recalls the procedural history delineated in paragraphs 3-20 of the *Defence Request for Additional Items for the Status Conference on 18 November 2025*.¹
4. On 10 November 2025, the Defence submitted a request for items to be added to the status conference scheduled for 18 November 2025.²
5. On 10 November 2025, the Registry informed the Defence that Co-Counsel's missions to the The Hague [REDACTED] would be reimbursed on an exceptional basis.³
6. On 12 November 2025, the Defence submitted a request for funding to the Registry pursuant to Regulation 83(3) of the Regulations of the Court.⁴
7. On 14 November 2025, the Chamber rescheduled the status conference to 8 December 2025 at 09:30 CET.⁵ The Chamber gave the parties and participants until 24 November 2025 to request any additional items for the status conference.⁶ The Chamber deferred its

¹ Trial Chamber IV, *Defence Request for Additional Items for the Status Conference on 18 November 2025*, ICC-02/05-03/09-750-Conf, para. 3-20.

² *Ibid.*

³ Email from CSS to Defence, [REDACTED].

⁴ Email from the Defence to CSS, [REDACTED].

⁵ Trial Chamber IV, *Order rescheduling the status conference*, ICC-02/05-03/09-754-Conf ('Rescheduled Order').

⁶ *Ibid.*, para. 7.

decision on the Defence's 10 November 2025 request for additional items to the status conference.⁷

8. On 17 November 2025, the Registry notified the Defence of 14 documents reclassified from confidential, *ex parte*, to confidential.⁸
9. On 19 November 2025, the Defence received three (3) confidential and lesser redacted versions of pleadings from the Prosecution.
10. On 19 November 2025, the Defence submitted an updated Regulation 83(3) request to the Registry.⁹ The updated Regulation 83(3) request was in addition to the one sent on 12 November 2025, not supplanting the previous request.
11. On 24 November 2025, the Registry reclassified the *Urgent Prosecution request for reconsideration of the "Reconsideration of the Decision on the Prosecution's Request to withdraw the charges against Abdallah Banda Abakaer Nourain"* from confidential, *ex parte*, to confidential.¹⁰

IV. REQUEST

12. Pursuant to the Rescheduled Order, the Defence wishes to withdraw its item related to the travel request and reimbursement for travel [REDACTED] as a decision from the Registry has been issued and the topic is moot.
13. Pursuant to the Rescheduled order, the Defence requests to add the following items to the status conference to be held on 8 December 2025:
 - (a) Issues related to remuneration related for legal work performed by Defence Team members in October, November and December 2025;
 - (b) Issues related to the modalities involved with responding to the *Urgent Prosecution request for reconsideration of the "Reconsideration of the Decision on the*

⁷ *Ibid*, para. 8.

⁸ Email from CMS, *A set of filings has been approved*, received on 17 November 2025 at 14:16 CET.

⁹ Email from Defence to CSS [REDACTED].

¹⁰ Email received from CMS on 24 November 2025 at 09:34 CET.

Prosecution's Request to withdraw the charges against Abdallah Banda Abakaer Nourain";¹¹ and

- (c) Issues related to Defence investigations, including timing and modalities, which the Defence asks be held *ex parte*, Defence and Registry only.

V. REQUESTED RELIEF

14. Pursuant to ICC-02/05-03/09-754-Conf, paragraph 7, the Defence would like to speak about issues related to remuneration, the Prosecution's reconsideration request and Defence investigations as outlined above in paragraph 13.

Respectfully submitted,



Chief Charles Achaleke Taku
On behalf of General Abdallah Banda Abakaer Nourain

Dated this 14th day of July, 2026
At The Hague, Netherlands

¹¹ Trial Chamber IV, *Urgent Prosecution request for reconsideration of the "Reconsideration of the Decision on the Prosecution's Request to withdraw the charges against Abdallah Banda Abakaer Nourain"*, ICC-02/05-03/09-752-Conf.