

**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 18 November 2025”, filed on 10 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
The Republic of the Sudan

☐ 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 Abdallah Banda Abakaer Nourain ('Defence') hereby requests Trial Chamber IV ('Chamber') to include additional items to the status conference to be held on 18 November 2025. Specifically, the Defence wishes to address the Chamber about financial issues related to this undertaking over the past few months and forthcoming Defence investigations.

II. CONFIDENTIALITY

2. Pursuant to Regulation 23 *bis*(1) and (2) of the Regulations of the Court, the Defence files this request as CONFIDENTIAL, *ex parte*, Defence, Prosecution, Government of the Republic of the Sudan ('Government of Sudan') and Registrar only. This request is filed *ex parte* as the information below relates to information of the same classification level and discusses financial and investigation issues of the Defence.

III. PROCEDURAL SUMMARY

3. On 7 March 2011, Pre-Trial Chamber I confirmed charges against General Abdallah Banda.¹
4. On 11 September 2014, the Chamber issued an arrest warrant for General Abdallah Banda.²
5. On 3 March 2015, the Appeals Chamber upheld the arrest warrant against General Abdallah Banda.³
6. On 13 November 2019, the Chamber issued its *Order following status conference on 30 October 2019*.⁴

¹ Pre-Trial Chamber I, *Corrigendum of the "Decision on the Confirmation of Charges*, ICC-02/05-03/09-121-Conf-Corr (public redacted version is found [here](#)).

² Trial Chamber IV, *Warrant of arrest for Abdallah Banda Abakaer Nourain*, [ICC-02/05-03/09-606](#).

³ Appeals Chamber, *Judgment on the appeal of Mr Abdallah Banda Abakaer Nourain against Trial Chamber IV's issuance of a warrant of arrest*, ICC-02/05-03/09-632-Conf (public redacted version is found [here](#)).

⁴ Trial Chamber IV, *Order following status conference on 30 October 2019*, ICC-02/05-03/09-671-Conf-Exp (public redacted version is found [here](#)).

7. On 17 December 2019, the Chamber issued its *Second Order following Status Conference on 30 October 2019*.⁵
8. On 11 April 2025, representatives of the Defence and Prosecution met for a brief meeting about a Defence proposal to request to have the warrant of arrest converted into a summons to appear.
9. [REDACTED].⁶
10. [REDACTED].
11. On 19 July 2025, representatives from the Defence and Prosecution [REDACTED].
12. [REDACTED].
13. [REDACTED].
14. On 18 September 2025, representatives from the Defence and Prosecution held a brief meeting about the content of the pending request. The Prosecution told the Defence that it was still deciding whether to support the request.
15. On 3 October 2025, the Defence filed a motion to have the arrest warrant against General Abdallah Banda converted into a summons to appear.⁷
16. On 16 October 2025, the Office of the Prosecutor responded to the Motion.⁸
17. On 23 October 2025, the Defence requested the Chamber to invite the Government of the Sudan to submit observations on the Motion.⁹
18. On 24 October 2025, the Chamber invited the Government of the Sudan to submit observations on the Defence's Motion.¹⁰

⁵ Trial Chamber IV, *Second Order following Status Conference on 30 October 2019*, ICC-02/05-03/09-675-Conf-Exp.

⁶ Email from Defence to CSS, [REDACTED].

⁷ Trial Chamber IV, *Defence Request for the Conversion of the Arrest Warrant against General Banda into a Summons to Appear*, ICC-02/05-03/09-742-Conf-Exp ('Motion').

⁸ Trial Chamber IV, *Prosecution's response to "Defence Request for the Conversion of the Arrest Warrant against General Banda into a Summons to Appear"*, 3 October 2025, ICC-02/05-03/09-742-Conf-Exp, ICC-02/05-03/09-Conf-Exp.

⁹ Trial Chamber IV, *Defence Request for Observations from the Government of the Republic of the Sudan on Defence Request ICC-02/05-03/09-742-CONF-EXP*, ICC-02/05-03/09-745-Conf-Exp.

¹⁰ Trial Chamber IV, *Order inviting the competent authorities of the Republic of Sudan to provide observations*, ICC-02/05-03/09-746-Conf-Exp.

19. On 4 November 2025, the Registry transmitted the observations from the Government of the Sudan.¹¹
20. On 6 November 2025, the Chamber order a status conference to be held on 18 November 2025 at 13:00 CET.¹² In the order, the Chamber requested to be notified of any other topics which the parties or participants desire to be discussed and to notify the Chamber, parties and participants on or before 10 November 2025 of such a request.¹³
21. On 7 November 2025, the Defence began drafting a Regulation 83(3) of the Regulations of the Court request for funding. This request is scheduled to be completed and submitted to the competent section of the Registry before close of business on 11 November 2025.

IV. REQUEST

22. Pursuant to ICC-02/05-03/09-749-Conf-Exp, paragraph 6, the Defence requests to add the following items to the status conference to be held on 18 November 2025:
 - (a) Issues related to remuneration related for legal work performed in October and November 2025, and issues related to a travel request/reimbursement from September 2025 and
 - (b) Issues related to Defence investigations, including timing and modalities, which the Defence asks be held *ex parte*, Defence and Registry only.

V. REQUESTED RELIEF

23. Pursuant to ICC-02/05-03/09-749-Conf-Exp, paragraph 6, the Defence would like to speak about issues related to remuneration, reimbursements and Defence investigations as outlined above in paragraph 22.

¹¹ Trial Chamber IV, *Transmission of Observations from the Republic of Sudan pursuant to Order ICC-02/05-03/09-746-Conf-Exp*, ICC-02/05-03/09-747-Conf-Exp.

¹² Trial Chamber IV, *Order scheduling a status conference*, ICC-02/05-03/09-749-Conf-Exp.

¹³ *Ibid*, para. 6.

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