



Original: English

No. ICC-02/05-03/09

Date of original: 24 October 2025

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TRIAL CHAMBER IV

Before:

**Judge Kimberly Prost
Judge Keebong Paek
Judge Nicolas Guillou**

SITUATION IN DARFUR, SUDAN

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

Public redacted version of

Order inviting the competent authorities of the Republic of Sudan to provide observations

Decision 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 IV (the ‘Chamber’) of the International Criminal Court, in the case of *The Prosecutor v. Abdallah Banda Abakaer Nourain*, issues this ‘Order inviting the competent authorities of the Republic of Sudan to provide observations’.

1. On 3 October 2025, the Defence requested the Chamber to convert the Arrest Warrant against Mr Banda into a Summons to Appear (the ‘Request’).¹
2. On 16 October 2025, the Prosecution filed its response to the Defence’s Request, indicating that it does not object to the relief sought by the Defence [REDACTED].²
3. On 23 October 2025, the Defence requested the Chamber to invite observations from the Government of the Republic of the Sudan on the Defence’s Request.³
4. In light of the submissions of the parties, the Chamber considers that, in order to adjudicate upon the Defence’s Request, it would be assisted by observations from the competent authorities of the Republic of Sudan in relation to some of the points raised by the Defence therein. Accordingly, pursuant to Article 64(6)(f) of the Rome Statute, the Chamber:

¹ 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. The Single Judge instructed the Registry to send a notification to the Government of Sudan of this filing in accordance with normal Registry procedure in the case of a non-State party (see e-mail decision of 07 October 2025, at 11:56).

² ‘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-02/05-03/09-743-Conf-Exp.

³ 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.

- a. **INVITES** the competent authorities of the Republic of Sudan to provide, by 10 November 2025, written observations on the Defence's Request, particularly regarding [REDACTED].
- b. **ORDERS** the Registry to transmit this decision to the competent authorities of the Republic of Sudan.



Judge Kimberly Prost



Judge Keebong Paek



Judge Nicolas Guillou

Dated this **17 July 2026**

At The Hague, The Netherlands