

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05

Date: 17 November 2008

PRE-TRIAL CHAMBER I

Before: Judge Akua Kuenyehia, Presiding Judge
Judge Anita Ušacka, Judge
Judge Sylvia Steiner, Judge

SITUATION IN DARFUR, THE SUDAN

**Urgent
Public Document**

**Prosecution's Submission of Further Information in Compliance with "Decision
Requesting Additional Supporting Materials in relation to the Prosecution's
Request for a Warrant of Arrest against Omar Hassan Al Bashir" dated 15 October
2008**

Source: Office of the Prosecutor

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 Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

The Office of Public Counsel for Victims

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar
Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

1. On 14 July 2008, the Office of the Prosecutor ("Prosecution") filed under seal, an Application under Article 58 of the Rome Statute, requesting that Pre-Trial Chamber I issue a Warrant of Arrest for Omar Hassan Ahmad **AL BASHIR** ("Application")¹.
2. On 21 August 2008 the Prosecution filed a Corrigendum² to the Application.
3. On 1 October 2008 the Chamber held an *ex parte* hearing with the Prosecution in which the Prosecution provided answers to questions posed to it by the Chamber.
4. On 15 October 2008 the Chamber issued a "Decision Requesting Additional Supporting Materials in relation to the Prosecution's Request for a Warrant of Arrest against Omar Hassan Al Bashir"³ wherein the Chamber requested the Prosecution to submit additional supporting materials. In a Confidential Annex to the decision⁴, the Chamber itemized the various issues on which it was requesting additional supporting materials.
5. Pursuant to the request of the Chamber mentioned above, the Prosecution hereby submits written answers to the specific questions posed as well as additional supporting materials relating to each of the questions.
6. Specifically, the Prosecution submits the following:
 1. "Confidential Annex A" : An Introductory Summary and Prosecution's response to Question 1.
 2. "Confidential Annex A1": Table of Excerpts of Additional Materials in Support of Prosecution's Response to Question 1 comprising 33 excerpts from witness statements and other documentary evidence.
 3. "Confidential Annex B": Prosecution's response to Question 2.
 4. "Confidential Annex B1": Table of Excerpts of Additional Materials in Support of Prosecution's Response to Question 2 comprising 48 excerpts from witness statements and other documentary evidence.

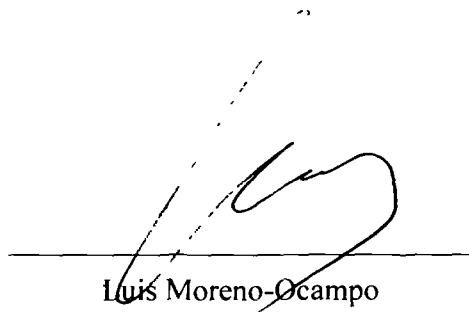
¹ ICC-02/05-151-US-Exp.

² ICC-02/05-154-US-Exp

³ ICC-02/05-160

⁴ ICC-02/05-160-Conf-Exp-Anx1

5. "Confidential Annex C": Prosecution's response to Question.
6. "Confidential Annex C1": Table of Excerpts of Additional Materials in Support of Prosecution's Response to Question 3 comprising 30 excerpts from witness statements and other documentary evidence.
7. "Confidential Annex D": Prosecution's Response to Question 4.
8. "Confidential Annex D1": Table of Excerpts of Additional Materials in Support of Prosecution's Response to Question 4 comprising 7 excerpts from witness statements and other documentary evidence
9. "Confidential Annex E": Prosecution's Response to Question 5.
10. "Confidential Annex E1": Table of Excerpts of Additional Materials in Support of Prosecution's Response to Question 5 comprising 20 excerpts from witness statements and other documentary evidence..
11. "Confidential Annex F": Prosecution's Response to Question 6.
12. "Confidential Annex F1": Table of Excerpts of Additional Materials in Support of Prosecution's Response to Question 6 comprising 34 excerpts from witness statements and other documentary evidence..
13. "Confidential Annex G": Prosecution's Response to Question 7.
14. "Confidential Annex G1": Table of Excerpts of Additional Materials in Support of Prosecution's Response to Question 7
15. "Confidential Annex H": 648 page Matrix of all materials referred to in Prosecution's Application of 14 July 2008 linked to relevant issues comprising 969 excerpts from witness statements and other documentary evidence.
16. "Confidential Annex J": List of all additional supporting materials provided together with this filing.
17. "Confidential Annexes J1-J101": Individual items of Supporting Materials provided together with this filing comprising 101 of documents including additional witness statements and other documentary evidence..



Luis Moreno-Ocampo
Prosecutor

Dated this 17th day of November 2008

The Hague, Netherlands