

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/04-01/05
Date: 18 November 2008

PRE-TRIAL CHAMBER II

Before: Judge Mauro Politi, Presiding Judge
Judge Hans-Peter Kaul
Judge Ekaterina Trendafilova

**SITUATION IN UGANDA
IN THE CASE OF
THE PROSECUTOR
*v. JOSEPH KONY, VINCENT OTTI, OKOT ODHIAMBO
AND DOMINIC ONGWEN***

Public Document

URGENT

**Report of the Registrar on the execution of the request to the Republic of Uganda
for observations on the initiation of proceedings pursuant to Article 19 of the
Rome Statute**

Source: Registrar

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Mr. Luis Moreno-Ocampo

Ms. Fatou Bensouda

Counsel for the Defence

Mr. Jens Dieckmann

Legal Representative of Victims

a/0119/06

Ms. Paolina Massida

Legal Representative of Victims

a/0090/06, a/0098/06, a/0112/06, a/0118/06,
a/0122/06

Ms. Adesola Adeboyejo

Legal Representatives of Applicants

Unrepresented Victims

a/0094/06, a/0095/06, a/0103/06, a/0117/06,
a/0120/06, a/0121/06, a/0123/06 and
a/0124/06

Unrepresented Applicants for

Participation/Reparation

a/0010/06, a/0064/06, a/0081/06, a/0082/06,
a/0084/06 to a/0087/06, a/0097/06,
a/0099/06, a/0100/06, a/0104/06, a/0111/06,
a/0113/06, a/0116/06, a/0127/06, a/0014/07
to a/0020/07, and a/0076/07 to a/0125/07

**The Office of Public Counsel for
Victims**

Ms. Paolina Massida

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

States Representatives

Government of the Republic of Uganda

Amicus Curiae

Uganda Victims' Foundation
Redress Trust

REGISTRY

Registrar

Ms. Silvana Arbia

Defence Support Section

The Registrar of the International Criminal Court (the “Court”);

NOTING the “*Decision initiating proceedings under article 19, requesting observations and appointing counsel for the Defence*”¹, issued by the Pre-Trial Chamber II (the “Chamber”) on 21 October 2008;

NOTING the “*Request for conditional stay of proceedings*”², submitted by the Defence on 28 October 2008;

NOTING the “*Request for review of Counsel’s appointment by the Registrar in accordance with Pre-Trial Chamber’s decision of 21 October 2008 and request for conditional stay/suspension of the proceedings*”³, submitted on 28 October 2008;

NOTING the “*Decision on Defence Counsel’s “Request for conditional stay of proceedings”*”⁴, issued by the Chamber on 31 October 2008;

NOTING the “*Application by the Uganda Victims’ Foundation and the Redress Trust for leave to submit observations to the Pre-Trial Chamber II of the International Criminal Court, pursuant to Rule 103 of the Rules of Procedure and Evidence*”⁵, submitted on 31 October 2008;

NOTING the “*Application of the OPCV to extend the time limit for the submission of observations with regards to the admissibility proceedings*”⁶, submitted on 4 November 2008;

¹ ICC-02/04-01/05-320

² ICC-02/04-01/05-325

³ ICC-02/04-01/05-326

⁴ ICC-02/04-01/05-328

⁵ ICC-02/04-01/05-330

⁶ ICC-02/04-01/05-332

NOTING the “*Decision on application for leave to submit observations under Rule 103*”⁷, issued by the Chamber on 5 November 2008;

NOTING the “*Request pursuant to Rule 103(1) of the Rules of Procedure and Evidence for leave to submit observations as amicus curiae in the proceedings under Article 19(1) of the Rome Statute of the International Criminal Court in the case of The Prosecutor v. Kony and others*”⁸ submitted on 7 November 2008;

NOTING the “*Order concerning the Application of Mr. Jens Dieckmann of 28 October 2008 for judicial review of the decision of Pre-Trial Chamber II of 21 October 2008 and the conditional stay/suspension of the proceedings*”⁹ submitted on 7 November 2008;

NOTING the “*Request for leave to appeal the Decision on Defence Counsel’s “Request for conditional stay of proceedings” from 31 October 2008*”¹⁰ submitted on 9 November 2008;

NOTING the “*Decision on application for leave to submit observations under Rule 103 dated on 7 November 2008*”¹¹ issued by the Chamber on 10 November 2008;

NOTING Article 87 of the Statute, Rule 176(2) of the Rules of Procedure and Evidence, and Regulation 24 *bis* of the Regulation of the Court;

CONSIDERING that on 18 November 2008, the Registry received the response of the Republic of Uganda;

⁷ ICC-02/04-01/05-333

⁸ ICC-02/04-01/05-335

⁹ ICC-02/04-01/05-337

¹⁰ ICC-02/04-01/05-339

¹¹ ICC-02/04-01/05-342

TRANSMITS, respectfully, in Annex 1, all the different Memoranda of Service and the notes verbales related to the notification of all documents concerning the initiation of an article 19 proceedings;

TRANSMITS, in accordance with Rule 176(2) of the Rules of Procedure and Evidence, the response of AG Solicitor General Billy Kainamura of the Republic of Uganda dated 18 November 2008.



Marc Dubuisson
Director, Division of Court Services
On behalf of
Ms. Silvana Arbia
Registrar, International Criminal Court

Dated this 18 November 2008

At The Hague, The Netherlands