

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-02/09
Date: 07 October 2009

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Presiding Judge

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
*THE PROSECUTOR v. BAHAR IDRIS ABU GARDA***

Public Document

**Defence's list of issues on jurisdiction, admissibility or concerning the proper
conduct of the proceedings leading to the confirmation hearing**

Source: The Defence

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

The Office of the Prosecutor

Mr Luìs Moreno Ocampo

Mr Essa Faal

Counsel for the Defence

Karim A. A. Khan

Andrew J. Burrow

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

Ms Silvana Arbia

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. On 2 October 2009, the Single Judge issued a "Decision Distributing the Proposed Schedule for the Confirmation Hearing" in which the Single Judge invited the Defence and the Prosecution "to file by Wednesday 7 October 2009 the list of those issues on jurisdiction, admissibility or concerning the proper conduct of the proceedings leading to the confirmation hearing, if any, that the Prosecution and the Defence intend to raise pursuant to rule 111(2) and (3) of the Rules."¹
2. At this stage of the Defence's preparations, the Defence respectfully submits that it does not intend to raise any issues on jurisdiction, admissibility or concerning the proper conduct of the proceedings leading to the confirmation hearing, and therefore has no list of such issues to file with the Pre-Trial Chamber.



Mr. Karim A. A. Khan

Counsel for Bahar Idriss Abu Garda

Dated this 7th Day of October 2009

At The Hague, The Netherlands

¹ ICC-02/05-02/09-129, p. 4