

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-02/09
Date: 29 October 2009

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Presiding Judge
Judge Sanji Mmasenono Monageng
Judge Cuno Tarfusser

SITUATION IN DARFUR, SUDAN

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

Public Document

**Registration in the Record of a document presented during the Confirmation of
Charges Hearing held in open session on 28 October 2009
(ICC-02/05-02/09-HNE-2)**

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

Mr. Essa Faal

Counsel for the Defence

Mr. Karim A. A. Khan

Mr. Andrew J. Burrow

Legal Representatives of the Victims

Ms. Hélène Cissé

Mr. Brahim Koné

Mr. Akin Akinbote

Mr. Frank Adaka

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms. Paolina Massida

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

Mr. Xavier-Jean Keïta

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Ms. Silvana Arbia

Deputy Registrar

Mr. Didier Preira

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

THE REGISTRAR of the International Criminal Court (the “Court”);

NOTING the transcript of the hearing held in open session on 28 October 2009 (the “Hearing”);¹

NOTING that pursuant to Rule 121(10) of the Rules of Procedure and Evidence, the Registry shall create and maintain a full and accurate record of all proceedings before the Pre-Trial Chamber;

NOTING Regulation 29 of the Regulations of the Registry;

CONSIDERING that during the Hearing, the Defence team of Mr. Bahar Idriss Abu Garda submitted material thus far not part of the record of the proceedings for registration in the record;²

CONSIDERING that during the Hearing, the Presiding Judge ordered the Registrar to file in the record of the proceedings the material submitted by the Defence team as a hearing not evidence [HNE] document and to provide it with a number;³

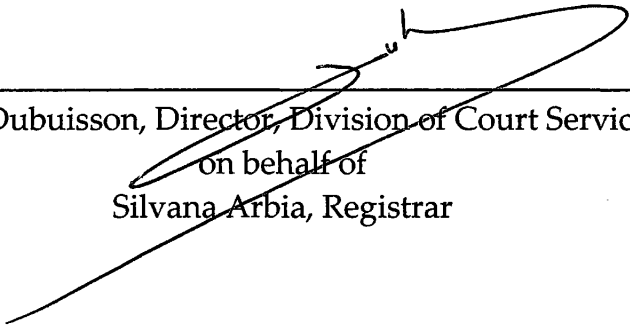
¹ ICC-02/05-02/09-T-19-ENG ET

² Idem, p. 13 lines 12-15

³ Idem, p. 29 lines 15-23

REGISTERS in the record of ICC-02/05-02/09 the attached material submitted during the Hearing and numbered as follows:

ICC-02/05-02/09-HNE-2: "Final Report to the Prosecutor by the Committee Established to Review the NATO Bombing Campaign Against the Federal Republic of Yugoslavia".



Marc Dubuisson, Director, Division of Court Services
on behalf of
Silvana Arbia, Registrar

Dated this 29 October 2009

At The Hague, The Netherlands.