

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/09-01/11

Date: 26 August 2011

**PRE-TRIAL CHAMBER II**

**Before: Judge Ekaterina Trendafilova, Single Judge**

**SITUATION IN THE REPUBLIC OF KENYA  
IN THE CASE OF THE PROSECUTOR V. WILLIAM SAMOEI RUTO, HENRY  
KIPRONO KOSGEY AND JOSHUA ARAP SANG**

**Public Document**

**Decision Authorizing Video Recording and Photographs at the Confirmation of  
Charges Hearing**

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

**The Office of the Prosecutor**  
Luis Moreno-Ocampo, Prosecutor  
Fatou Bensouda, Deputy Prosecutor

**Counsel for William Samoei Ruto**  
Joseph Kipchumba Kigen-Katwa, David  
Hooper and Kioko Kilukumi Musau

**Counsel for Henry Kiprono Kosgey**  
George Odinga Oraro

**Counsel for Joshua Arap Sang**  
Joseph Kipchumba Kigen-Katwa

**Legal Representatives of the Victims**  
Sureta Chana

**Legal Representatives of the 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**

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**Registrar & Deputy Registrar**  
Silvana Arbia, Registrar  
Didier Preira, Deputy Registrar

**Defence Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

**Judge Ekaterina Trendafilova**, acting as Single Judge on behalf of Pre-Trial Chamber II of the International Criminal Court (the “Court”),<sup>1</sup> hereby issues this decision authorizing video recording and the taking of photographs at the start of the confirmation of charges hearing.

1. On 8 March 2011, the Chamber, by majority, decided to summon William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang (collectively the “Suspects”) to appear before it.<sup>2</sup> Pursuant to this decision, the Suspects voluntarily appeared before the Court at the initial appearance hearing held on 7 April 2011 during which, *inter alia*, the Chamber set the date for the commencement of the confirmation of charges hearing for 1 September 2011.<sup>3</sup>

2. On 25 August 2011, the Single Judge issued the “Decision on the Schedule for the Confirmation of Charges Hearing”, together with an annex detailing the timetable of each session.<sup>4</sup>

3. The Single Judge notes articles 61(1) and 67 of the Rome Statute and regulations 20(1) and 21 of the Regulations of the Court (the “Regulations”).

4. The Single Judge notes, in particular, that pursuant to regulation 21(1) of the Regulations, the publicity of hearings may extend beyond the courtroom. Accordingly, the Single Judge deems it appropriate to authorize video recording and the taking of photographs in the courtroom at the start of the confirmation of charges hearing.

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<sup>1</sup> Pre-Trial Chamber II, “Decision Designating a Single Judge”, ICC-01/09-01/11-6.

<sup>2</sup> Pre-Trial Chamber II, “Decision on the Prosecutor’s Application for Summons to Appear for William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang”, ICC-01/09-01/11-01.

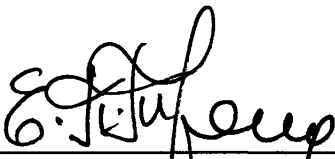
<sup>3</sup> ICC-01/09-01/11-T-1-ENG.

<sup>4</sup> Pre-Trial Chamber II, “Decision on the Schedule for the Confirmation of Charges Hearing”, ICC-01/09-01/11-294; ICC-01/09-01/11-294-Anx-Corr.

**FOR THESE REASONS, THE SINGLE JUDGE HEREBY**

**authorizes** the Registrar to inform external applicants that, at the start of the confirmation of charges hearing to be held on Thursday, 1 September 2011 at 14.30 hours and after all the parties and participants have taken their seats, video recording and the taking of photographs will be permitted for no longer than one minute and a half.

Done in both English and French, the English version being authoritative.

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Judge Ekaterina Trendafilova  
Single Judge

Dated this Friday, 26 August 2011

At The Hague, The Netherlands