

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 1 August 2012

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Hans-Peter Kaul
Judge Christine Van den Wyngaert

SITUATION IN LIBYA

**IN THE CASE OF
THE PROSECUTOR *v.*
SAIF AL-ISLAM GADDAFI and ABDULLAH AL-SENUSSI**

Public Document

Decision shortening the time limit for responses to the “Libyan Government Request for Status Conference and Extension of Time to file a Reply to the Responses to its Article 19 Admissibility Challenge”

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

The Office of the Prosecutor
Fatou Bensouda

Counsel for the Defence
Xavier-Jean Keïta
Melinda Taylor

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**
Paolina Massidda

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

States Representatives
Philippe Sands
Payam Akhavan
Michelle Butler

Amicus Curiae

REGISTRY

Registrar
Silvana Arbia

Deputy Registrar
Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Others

Pre-Trial Chamber I (the “Chamber”) of the International Criminal Court issues the following decision shortening the time limit for responses to the “Libyan Government Request for Status Conference and Extension of Time to file a Reply to the Responses to its Article 19 Admissibility Challenge” (the “Request”).¹

1. On 1 May 2012, the Chamber received the “Application on behalf of the Government of Libya pursuant to Article 19 of the ICC Statute”, challenging the admissibility of the case against Saif Al-Islam Gaddafi (the “Admissibility Challenge”).²

2. On 4 May 2012, the Chamber issued the “Decision on the Conduct of the Proceedings Following the ‘Application on behalf of the Government of Libya pursuant to Article 19 of the Statute’”,³ wherein it, *inter alia*, invited the Prosecutor, the Office of Public Counsel for defence (the “OPCD”), the Security Council and the Office of Public Counsel for victims (the “OPCV”) to submit their responses to the Admissibility Challenge, no later than 4 June 2012.⁴ The time limit for the OPCD was subsequently extended, and eventually set for 24 July 2012.⁵

3. The responses to the Admissibility Challenge by the Prosecutor⁶ and the OPCV,⁷ and by the OPCD⁸ were filed on 4 June 2012 and 24 July 2012 respectively.

¹ ICC-01/11-01/11-192.

² ICC-01/11-01/11-130-Red.

³ ICC-01/11-01/11-134.

⁴ *Ibid.*, p. 7.

⁵ ICC-01/11-01/11-187-Red.

⁶ ICC-01/11-01/11-167-Red.

⁷ ICC-01/11-01/11-166-Red-Corr.

⁸ ICC-01/11-01/11-190-Conf.

4. On 26 July 2012, the Chamber, following a request to this effect,⁹ authorised Libya to file, no later than 13 August 2012, a reply to the responses to the Admissibility Challenge.

5. On 30 July 2012, Libya filed its Request, wherein it requests the Chamber to: (i) convene “as a matter of urgency” a status conference to discuss certain procedural matters; and “to grant it an extension of time until 18 days after the appointment of the new Libyan Ministry of Justice team to file its reply to the responses by the Prosecution, OPCV and OPCD to its article 19 admissibility challenge”.¹⁰

6. The Chamber notes regulation 34 of the Regulations of the Court, which states that a response to any document shall be filed within 21 days of notification, unless otherwise ordered.

7. The Chamber considers that, in light of the type of relief requested, the Request must be decided upon as soon as possible. Accordingly, it is appropriate to shorten the time limit for any responses to be filed by the Prosecutor, the OPCD and the OPCV.

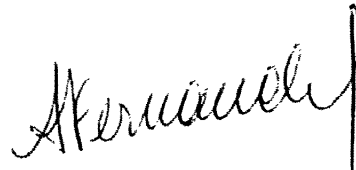
FOR THESE REASONS, THE CHAMBER

ORDERS the Prosecutor, the OPCD and the OPCV to submit their responses to the Request, if any, by 7 August 2012.

⁹ ICC-01/11-01/11-150.

¹⁰ Libya’s Request, paras 14-15.

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



Judge Silvia Fernández de Gurmendi
Presiding Judge



Judge Hans-Peter Kaul



Judge Christine Van den Wyngaert

Dated this 1 August 2012

At The Hague, The Netherlands