



Original: English

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

Date: 15 January 2013

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernandez 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
with 3 confidential annexes**

**Report of the Registry on the execution of the "Order in relation to the request for
arrest and surrender of Abdullah Al-Senussi"**

Source: The Registry

Document 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

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

Counsel Support Section

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

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

NOTING the "Decision on the Prosecution's Application for a Warrant of Arrest against Muammar Mohammed Abu Minyar Gaddafi, Saif Al-Islam Gaddafi and Abdullah Al-Senussi"¹ dated 27 June 2011;

NOTING the Warrant of Arrest for Abdullah Al-Senussi² (“Mr Al-Senussi”) dated 27 June 2011;

NOTING the “Corrigendum to the Order in relation to the request for arrest and surrender of Abdullah Al-Senussi”³, dated 10 December 2012 (the “Order”);

NOTING articles 86, 87 and 89 of the Rome Statute, rule 176 (2) of the Rules of Procedure and Evidence and regulation 23*bis* of the Regulations of the Court;

CONSIDERING that Pre-Trial Chamber I (the “Chamber”) instructed the Registry to “reiterate to the Libyan authorities the request for arrest and surrender of Mr Al-Senussi and remind them of their obligation to comply with the request”;⁴

CONSIDERING that the Chamber requested the Libyan authorities “to: (i) confirm the extradition of Mr Abdullah Al-Senussi from Mauritania to Libya; and (ii) provide the name of the detention centre in which Mr Al-Senussi was being held, if any, as well as information about his state of health, by Tuesday, 15 January 2013”.

INFORMS the Chamber as follows:

1. On 13 December 2012 the Registry transmitted the Chamber's Order to the Libyan authorities by a note verbale. In its note verbale the Registry also

¹ ICC-01/11-12

² ICC-01/11-15

³ ICC-01/11-01/11-241-Corr

⁴ ICC-01/11-01/11-241-Corr, p.5

referred to its previous request transmitted on 10 September 2012 to the Libyan authorities regarding the information on the extradition of Mr Al-Senussi (Annex 1).

2. On 13 January 2013, the National Coordinator of Libya for the International Criminal Court transmitted by an e-mail an official statement made by the Libyan Attorney General. The statement is annexed to the present report (Annex 2, with translation attached in Annex 3).
3. The Registry transmits the annexes to the present report as *confidential* as they contain the communication between the Registry and the national authorities as well as personal medical information about the suspect,

TRANSMITS in annexes:

- The note verbale of 13 December 2012 to the Libyan authorities and the Memorandum of Notification (Annex 1);
- The Reply of the Libyan authorities (Annex 2);
- Translation of the reply of the Libyan authorities from Arabic into English (Annex 3).

RESPECTFULLY SUBMITTED.



Silvana Arbia, Registrar

Dated this 15 January 2013

At The Hague, The Netherlands