

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/09-01/11
Date: 6 September 2013

TRIAL CHAMBER V(A)

Before: Judge, Chile Eboe-Osuji, Presiding
Judge Olga Herrera Carbuccion
Judge Robert Fremr

SITUATION IN THE REPUBLIC OF KENYA

**IN THE CASE OF
*THE PROSECUTOR v. WILLIAM SAMOEI RUTO and JOSHUA ARAP SANG***

Confidential ex parte

**Order shortening time limit to respond to the 'Common Legal Representative
for Victims' Comprehensive Report on the Withdrawal of Victims from the
Turbo area by Letter dated 5 June 2013'**

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

The Office of the Prosecutor

Counsel for William Samoei Ruto

Counsel for Joshua Arap Sang

Legal Representatives of Victims

Mr Wilfred Nderitu

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Deputy Registrar

Victims and Witnesses Unit

Mr Patrick Craig

Detention Section

**Victims Participation and Reparations
Section**

Ms Fiona McKay

Others

Trial Chamber V(A) (the 'Chamber') of the International Criminal Court (the 'Court'), in the case of *The Prosecutor v. William Samoei Ruto and Joshua Arap Sang*, having regard to Regulation 34 of the Regulations of the Court (the 'Regulations'), issues this Order shortening time limit to respond to the 'Common Legal Representative for Victims' Comprehensive Report on the Withdrawal of Victims from the Turbo area by Letter dated 5 June 2013' .

1. On 30 August 2013, the Legal Representative of Victims (the 'LRV') filed the 'Common Legal Representative for Victims' Comprehensive Report on the Withdrawal of Victims from the Turbo area by Letter dated 5 June 2013' (the 'LRV Report').¹ A public redacted version of the LRV Report was filed on 5 September 2013.²
2. The Chamber notes that the LRV makes the following requests in the LRV Report:
 - a. That victims should still be presumed to be participating victims until they have communicated their individual withdrawal to the Common Legal Representative and/or the Court;³
 - b. That the Trial Chamber takes appropriate measures for further investigations in relation to the 'root cause for the withdrawal by victims from participation in the proceedings';⁴
 - c. That the Trial Chamber looks into ways and means of integrating and facilitating appropriate and effective security measures for the LRV and their teams;⁵

¹ LRV Report, 30 August 2013, ICC-01/09-01/11-896-Conf-Exp-Corr.

² Public Redacted Version LRV Report, 5 September 2013, ICC-01/09-01/11-896-Corr-Red.

³ LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 23.

⁴ LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 25.

⁵ LRV Report, ICC-01/09-01/11-896-Conf-Exp-Corr, paras 26-27.

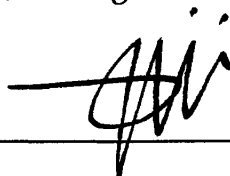
- d. That the Trial Chamber directs the Court's Security and Safety Section to undertake regular reporting procedures on security incidents in the field and to provide security briefs to the Trial Chamber and to the LRV after the occurrence of security incidents.⁶

FOR THE FOREGOING REASONS, THE CHAMBER HEREBY

DIRECTS the parties file any responses to the LRV Report no later than 13 September 2013.

INVITES the Registry (including the Victims Participation and Reparations Section and the Victims and Witnesses Unit), to file any observations to the LRV Report by the aforesaid deadline.

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



Judge Chile Eboe-Osuji, Presiding Judge



Judge Olga Herrera Carbuccion



Judge Robert Fremr

Dated 6 September 2013

At The Hague, The Netherlands

⁶ LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 28.