

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/09-01/11
Date: 14 November 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

Public redacted version of

Decision on the Legal Representative's Report on the Withdrawal of Victims

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

The Office of the Prosecutor

Ms Fatou Bensouda

Mr James Stewart

Mr Anton Steynberg

Counsel for William Samoei Ruto

Mr Karim Khan

Mr David Hooper

Mr Essa Faal

Ms Shyamala Alagendra

Counsel for Joshua Arap Sang

Mr Joseph Kipchumba Kigen-Katwa

Ms Caroline Buisman

Legal Representatives of Victims

Wilfred Nderitu

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

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Deputy Registrar

Victims and Witnesses Unit

Mr Patrick Craig

Detention Section

**Victims Participation and Reparations
Section**

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 Articles 64(2), 64(6)(e), 68(1) and 68(3) of the Rome Statute (the 'Statute'), Rules 86-87 and 89-93 of the Rules of Procedure and Evidence (the 'Rules'), and Regulation 86 of the Regulations of the Court (the 'Regulations'), issues this Decision on the Legal Representative's Report on the Withdrawal of Victims.

I. Procedural background and submissions

1. On 30 August 2013, the Common Legal Representative of Victims ('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. On 6 September 2013, the Chamber identified the following requests by the LRV in the LRV Report:³
 - 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;⁴
 - 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';⁵

¹ LRV Report, Confidential *ex parte*, Registry, LRV and OPCV only, 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 Order shortening time limit to respond to the Legal Representative for Victims' Comprehensive Report on the Withdrawal of Victims from the Turbo area by Letter dated 5 June 2013', ICC-01/09-01/11-913-Conf-Exp. A public redacted version was notified on that same day. The Trial Chamber directed the parties to file any responses to the LRV Report no later than 13 September 2013 and invited the Registry to file any observations by the aforesaid deadline.

⁴ ICC-01/09-01/11-913-Conf-Exp, para 2(a), referring to LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 23.

⁵ ICC-01/09-01/11-913-Conf-Exp, para 2(b), referring to LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 25.

- c. That the Trial Chamber [REDACTED];⁶ and
 - d. That the Trial Chamber directs the Court's Security and Safety Section ('SSS') 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.⁷
3. On 13 September 2013, the Registry filed its observations ('Registry Observations').⁸
 4. On that same date, the Defence for Mr Sang ('Sang Defence') filed its response ('Sang Defence Response').⁹
 5. On 20 September 2013, the LRV requested leave to reply to the Sang Defence Response (the 'LRV Reply'),¹⁰ the LRV Reply is contained at Annex A of that request.¹¹
 6. On 23 September, the Chamber granted the LRV leave to reply to the Sang Defence Response.¹²

II. Submissions and Analysis

7. At the outset, the Chamber observes that it has received information that 93 victims living in the Turbo Area, Kenya, allegedly signed a letter, dated 5 June 2013, in which they indicate their wish to withdraw from ICC proceedings (the

⁶ ICC-01/09-01/11-913-Conf-Exp, para 2(c), referring to LRV Report, ICC-01/09-01/11-896-Conf-Exp-Corr, paras 26-27.

⁷ ICC-01/09-01/11-913-Conf-Exp, para 2(d), referring LRV Report, ICC-01/09-01/11-896-Corr-Red, para. 28.

⁸ Registry Observations pursuant to Order n° ICC-01/09-01/11-913-Conf-Exp, ICC-01/09-01/11-937-Conf-Exp.

⁹ Sang Defence Response to the Public Redacted Version of Common Legal Representative for Victims' Comprehensive Report on the Withdrawal of Victims from Turbo area by Letter dated 5 June 2013, ICC-01/09-01/11-941.

¹⁰ Common Legal Representative for Victims' Request for Leave to Reply to the "Sang Defence Response to the Public Redacted Version of the Common Legal Representative for Victims' Comprehensive Report on the Withdrawal of Victims from the Turbo Area by Letter dated 5 June 2013", ICC-01/09-01/11-963-Conf+Anx.

¹¹ ICC-01/09-01/11-963-Conf-Anx.

¹² E-mail from Trial Chamber V-A Communications to counsel on 23 September 2013 at 14:20.

‘Withdrawal Letter’). The LRV reports that of these 93 individuals, 47 of them are clearly within the scope of the case, and thus apparently included within the Registry’s victim database.¹³ The Chamber will only address the situation of these 47 individuals who have been identified as within the scope of the case.

8. The Chamber has taken note of the copy of the Withdrawal Letter communicated to it by the Sang Defence. The letter [REDACTED].¹⁴ [REDACTED]¹⁵

Request 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;

Submissions

9. The LRV indicates that this request is made ‘despite the general statements from the leadership of the Amani Organization that “all victims” they represent have withdrawn from the case’.¹⁶ [REDACTED].¹⁷ The LRV informs the Chamber that seven of the participating victims who were contacted indicated that they wish to continue participating in this case.¹⁸ However, 20 other victims with participatory status, who were personally contacted, informed the LRV that they do not wish to continue their participation.¹⁹ The LRV advises that he was unable to make contact with 15 of the other victims with participatory status.²⁰ Finally, in relation to five victims, the LRV informs that they could not be reached because [REDACTED].²¹

¹³ LRV Report, ICC-01/09-01/11-896-Corr-Red, para. 5.

¹⁴ Sang Defence Request in Relation to the Fourth Periodic Report on the General Situation of Victims in Kenya, 19 August 2013, ICC-01/09-01/11-861 with Confidential Annexes A-B and Public Annexes C-D.

¹⁵ LRV Report, ICC-01/09-01/11-896-Conf-Exp, para. 7.

¹⁶ LRV Report, ICC-01/09-01/11-896-Corr-Red, para. 23.

¹⁷ LRV Report, ICC-01/09-01/11-896-Conf-Exp-Anx.

¹⁸ These victims are [REDACTED]. See: LRV Report, ICC-01/09-01/11-896-Conf-Exp-Anx, page 2.

¹⁹ These victims are [REDACTED]. See: LRV Report, ICC-01/09-01/11-896-Conf-Exp-Anx, page 2.

²⁰ These are victims [REDACTED]. See: LRV Report, ICC-01/09-01/11-896-Conf-Exp-Anx, page 2.

²¹ These are victims [REDACTED]. See: LRV Report, ICC-01/09-01/11-896-Conf-Exp-Anx, page 2.

10. The Sang Defence contends that, whatever the reasons indicated by 40 victims for their desire to withdraw from the case, 'it has become clear that their withdrawal is genuine and should be taken at face value by the court'.²²
11. The Registry concurs with the proposal submitted by the LRV, that the victims whose names were included in the Withdrawal Letter and who are within the scope of the case, be considered participating until 'the LRV or the Court can be satisfied that they have expressed their individual consent to withdraw'.²³
12. In his reply, the LRV argues [REDACTED].²⁴ [REDACTED].²⁵ [REDACTED].²⁶
13. [REDACTED].²⁷ [REDACTED].²⁸

Analysis

14. The Chamber recalls its analysis²⁹ in the Participation Decision where it found that the 'large number of victims involved and also unprecedented security concerns and other difficulties' in this case warranted adopting a registration process which is 'considerably less detailed and onerous than the application forms' and 'will not be subject to the individual assessment of the Chamber'.³⁰ In fact, the Chamber anticipated that even the more general registration process could become difficult to apply as regards victims who, for practical or security reasons (including social pressure), may choose not to register. The Chamber therefore concluded that all victims, regardless of whether they are registered or not, will be represented by

²² Sang Defence Response, ICC-01/09-01/11-941, para. 2.

²³ Registry Observations, ICC-01/09-01/11-937-Conf-Exp, para. 2.

²⁴ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, para. 7.

²⁵ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, paras 8-9.

²⁶ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, para. 12.

²⁷ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, para. 17.

²⁸ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, para. 19.

²⁹ Decision on victims' representation and participation, 3 October 2012, ICC-01/09-01/11-460, ('Participation Decision'), para. 13. See also Case of the Prosecutor v Lubanga, Decision on victims' participation, 18 January 2008, ICC-01/04-01/06-1119, para. 101.

³⁰ Participation Decision, ICC-01/09-01/11-460, para. 25. See also paras 24 (disapplying the Rule 89 of the Rules application procedure in this case) and 31 (noting the possibility that a more detailed applications process could increase risks to victims).

the LRV (who shall voice their shared legal and factual concerns), as long as they qualify as 'victims in the present case'.³¹

15. The Chamber reiterates that 'participation is not a once-and-for-all event, but rather should be decided on the basis of the evidence or issue under consideration at any particular point in time'.³² Victims may register, withdraw or re-register their participation in these proceedings as they freely decide and in accordance with the Participation Decision.
16. However, turning to the Withdrawal Letter, the Chamber does not consider it a reliable indicator of the desire of the victims concerned regarding participation in this case. The Chamber bases this finding on, *inter alia*, the indiscriminate signature of the letter by individuals who are not victims in this case, the apparent collective and co-ordinated nature of the initiative, the circumstances in which certain of the victims report having signed the letter and the fact that some of the signatories subsequently indicated that they do in fact wish to continue participation. Consequently, in the absence of a participating victim having individually and freely communicated their wish to withdraw from the proceedings to the LRV and/or the Court they should continue to be registered as a participating victim in this case. In that light, the circumstances of each of the 47 victims who allegedly signed the Withdrawal Letter, and are within the scope of this case, will now be considered.
17. It is clear that 20 individuals, who signed the letter, subsequently informed the LRV that they no longer wish to continue participating in the present proceedings. In respect of these witnesses, the Chamber does not consider that further steps to verify the veracity of their withdrawal are feasible, without potentially prejudicing their safety, physical and psychological well-being, dignity and

³¹ Participation Decision, ICC-01/09-01/11-460, paras 52-53.

³² Participation Decision, ICC-01/09-01/11-460, para. 13.

privacy. The Chamber notes also that these individuals affirmed they do not wish to be contacted any further by the LRV.

18. The Chamber therefore considers that these 20 individuals should be withdrawn from the victims' database maintained by the Registry in this case. However, the Chamber is cognisant that the individuals who have requested to withdraw from the proceedings may well be victims pursuant to Rule 85(a) of the Rules³³ and that their decision to withdraw could have been motivated by a range of factors, including security concerns. Therefore, their withdrawal shall only have a bearing on their procedural status, which should be reflected in the Registry's database and consequently in the periodic reports to be prepared by the VPRS and the LRV.³⁴ The LRV should inform these individuals, whenever possible, and having due regard to their safety, well-being, dignity and privacy, of the fact of their removal from the Registry's database but that they may be included again in the database if they wish to participate in the future, including, if applicable, in any eventual reparations proceedings that may take place in the current case pursuant to Article 75 of the Statute.

19. Regarding the five individuals who signed the Withdrawal Letter, [REDACTED], the Chamber is concerned that [REDACTED]. The Chamber notes that [REDACTED]³⁵ [REDACTED].³⁶ The Chamber also notes the allegation by the LRV that [REDACTED].³⁷

³³ Participation Decision, ICC-01/09-01/11-460, paras 46-47.

³⁴ The Registry and the LRV shall file every two months a comprehensive report on the general situation of victims as a whole, including statistics about the victims' population and information in relation to registered and non-registered victims. See: ICC-01/09-01/11-460, para. 55 and Part VI).

³⁵ LRV Report, ICC-01/09-01/11-896-Corr-Red, para. 9.

³⁶ LRV Report, ICC-01/09-01/11-896-Conf-Exp, para. 2, see also para.22.

³⁷ LRV Report, ICC-01/09-01/11-896-Conf-Exp, paras 9-11.

20. In the circumstances, the Chamber considers that these five individuals should remain in the Registry's database until such time as the Registry or the LRV receive confirmation of their decision to withdraw. [REDACTED].
21. In relation to the 15 individuals who allegedly signed the letter but with whom the LRV was unable to make contact, the Chamber concludes that they shall remain in the Registry's database, until such time as the Registry or the LRV receive confirmation of their decision to withdraw. The Chamber therefore directs the Registry and the LRV to confirm, to the extent possible, whether the contact information they have available for these individuals is updated and correct. If this is the case, the Registry and the LRV are directed to inform the individuals, where possible, and having due regard to their safety, well-being, dignity and privacy, of the present decision in so far as it relates to them.
22. If the VPRS and the LRV are unable to reach these individuals, this shall be reflected in the Registry's database. Moreover, in the next periodic report, the Registry and the LRV shall transmit to the Chamber proposals as to how the situation of these victims, and any other victims who may be or become unreachable, should be dealt with.³⁸
23. Finally, in respect of the request in the LRV Reply for guidelines on when and how a participating victim shall be considered to have withdrawn from the proceedings, the Chamber considers that the Participation Decision and the analysis provided above provides sufficient guidance at this stage.

³⁸ As previously noted by the Chamber, the registration process is threefold: a) it provides victims with a channel through which they can formalise their claim to victimhood; b) it establishes a personal connection between the victims and the LRV, enabling input and feedback; c) it assists the Court in communicating with the victims and in preparing the periodic reports. See: ICC-01/09-01/11-460, para. 50.

Request 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';

Submissions

24. As noted above, [REDACTED].³⁹ [REDACTED].⁴⁰ [REDACTED].⁴¹ The LRV states that he lacks adequate resources to carry out a full investigation to establish the 'root cause for the withdrawal by victims from participation in the proceedings, their claims as to dissuasion from participation by the Amani Organization leadership, and the intimidation the LRV has been subjected to by the local administration in the carrying out of his work, [REDACTED]'. He therefore requests the Chamber to take measures for further investigations to be carried out in this regard.⁴²

25. The Registry states that the only clearly security-related reason provided by the LRV as to the witnesses' withdrawal is the LRV's account that 'victims expressed that the previous government lacked the will to cooperate with the ICC, as now that the government in power is led by persons indicted before the Court, the victims need to prioritize their own security first, in relation to participation proceedings'.⁴³ The Registry advises that, pursuant to Regulation 80(1) of the Regulations of the Registry, the LRV should make a referral request to the VWU if services are required in relation to victims. [REDACTED].⁴⁴

Analysis

³⁹ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, para. 8.

⁴⁰ LRV Report, ICC-01/09-01/11-896-Conf-Exp-Anx.

⁴¹ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, paras 8 and 9.

⁴² LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 25.

⁴³ Registry Observations, ICC-01/09-01/11-97-Conf-Exp, para. 3; LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 13.

⁴⁴ Registry Observations, ICC-01/09-01/11-97-Conf-Exp, para. 4.

26. The Chamber recalls that pursuant to Article 68(1) of the Statute, the Court has the duty to protect the safety, physical and psychological well-being, dignity and privacy of victims; this includes an obligation not to subject them to an unnecessarily complicated or protracted procedure.⁴⁵ Moreover, pursuant to Article 43(6) of the Statute, the VWU is the entity within the Registry with a clear mandate to implement protective measures and security arrangement for victims who appear before the Court.
27. The Chamber notes that certain of the factors identified by the LRV as causing, or contributing to, the withdrawal of the participating victims do not appear to be of a nature which is either conducive to further investigation or could be remedied by the measures available to the Chamber. However, it is also noted that [REDACTED]. Nonetheless the Chamber remains mindful, in particular, [REDACTED]. The LRV [REDACTED].⁴⁶
28. The Chamber further notes that, as discussed above, it has concluded that the collective withdrawal of victims by way of the Withdrawal Letter cannot be safely relied upon in assessing the intentions of the victims regarding participation. Moreover, it is recalled that, in light of the victims' participation regime established by the Chamber in this case, the views of all victims, whether registered or not, will be represented by the LRV, in a general way, and the victims retain the right to re-register at a later stage in the proceedings.
29. In light of each of the factors discussed above, the Chamber considers that further investigations for the sole purpose of determining the 'root cause' of the collective withdrawal may not serve to further matters in this particular case.
30. Notwithstanding this finding, to the extent that the LRV has or obtains in the future specific information indicative of direct interference or threats to the safety

⁴⁵ ICC-01/09-01/11-460, para. 12.

⁴⁶ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, para.13.

and well-being of specific victims, including those identified in the Withdrawal Letter, he should provide this information to the Registry, pursuant to Regulation 80(1) of the Regulations of the Registry, in order to enable assessment by the VWU as to whether any further investigation or protective measures may be required.

31. The Chamber directs the Registry to include information regarding any such referral(s) and the resulting assessment(s) in the periodic reports to the Chamber prepared by the Registry and the LRV.⁴⁷

Request c) That the Trial Chamber [REDACTED];

32. The LRV submits [REDACTED].⁴⁸
33. The Registry advises that [REDACTED].⁴⁹ [REDACTED].⁵⁰ [REDACTED].⁵¹
34. [REDACTED].

Request d) That the Trial Chamber directs the Court's SSS 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.

35. The LRV informed the Chamber of a series of security incidents that occurred in the Turbo area in relation to victims' participation in the present proceedings.⁵² The LRV states that these incidents are not isolated.⁵³ He specifically referred to one incident [REDACTED], in which a group of men tried to enter a room where

⁴⁷ ICC-01/09-01/11-460, para. 55.

⁴⁸ LRV Report, ICC-01/09-01/11-896-Conf-Exp-Corr, paras 26-27.

⁴⁹ Registry Observations, ICC-01/09-01/11-97-Conf-Exp, para. 3.

⁵⁰ Registry Observations, ICC-01/09-01/11-97-Conf-Exp, paras 5-6.

⁵¹ Registry Observations, ICC-01/09-01/11-97-Conf-Exp, para. 7.

⁵² LRV Report, ICC-01/09-01/11-896-Conf-Exp-Corr, paras 16-22.

⁵³ LRV Report, ICC-01/09-01/11-896-Corr-Red, para. 16.

the LRV was meeting with victims,⁵⁴ and subjected the LRV 'to a lengthy inquisition as to his intentions in the area and his mandate as the victims' representative before the Court'.⁵⁵ He also submits that during the subsequent days while on mission in Eldoret, he was once again approached by a man wishing to obtain the names of participants in a meeting he had organised.⁵⁶ He also states that victims informed him that [REDACTED].⁵⁷

36. [REDACTED].⁵⁸

37. The Chamber recalls that the LRV and Registry currently provide the Chamber with a regular comprehensive joint report on the general situation of victims.⁵⁹ As discussed at paragraph 31 above, such reports should include information relating to referrals of victims to the VWU. The Chamber also considers it appropriate that any additional security incidents of direct relevance to this case, including in respect of victims within the scope of the case [REDACTED], be reported upon in these periodic reports. To facilitate such reporting and enable any required investigations, the LRV should immediately inform the appropriate section of the Registry of any relevant security incidents of which he becomes aware. Where incidents arise which may require the immediate attention of the Chamber the Registry is invited to inform the Chamber of such incidents at the earliest appropriate opportunity by way of e-mail. If it is deemed necessary to request a filing in respect of the incident the Chamber will so direct at the relevant time.

⁵⁴ LRV Report, ICC-01/09-01/11-896-Corr-Red , para 17.

⁵⁵ LRV Report, ICC-01/09-01/11-896- Corr-Red, para. 19.

⁵⁶ LRV Report, ICC-01/09-01/11-896- Corr-Red, para. 21.

⁵⁷ LRV Report, ICC-01/09-01/11-896-Corr-Red , para. 22.

⁵⁸ Registry Observations, ICC-01/09-01/11-97-Conf-Exp, para. 9.

⁵⁹ ICC-01/09-01/11-460, para. 55.

Sang Defence request for disclosure of the application numbers of 40 victims

38. In the Sang Defence Response, the Chamber was requested to order the LRV to urgently disclose to the parties the application numbers of the 40 victims who no longer wish to participate, in order to clarify ‘whose views and concerns’ are properly represented by the LRV.⁶⁰

39. [REDACTED].⁶¹

40. The Chamber considers that because, as discussed at paragraph 14 above, it has previously been determined that all victims within the scope of this case, whether registered or not, will have their views and concerns represented in a general way by the LRV, no meaningful purpose would be served by the disclosure requested. Moreover, the Chamber recalls that the participating victims in this case were not subject to initial individual assessment and therefore finds that it would not be appropriate to now submit them to individual scrutiny by the parties. [REDACTED]. The Chamber therefore rejects the request.

FOR THE FOREGOING REASONS, THE CHAMBER HEREBY

41. **DIRECTS** the Registry to withdraw from the database victims [REDACTED];

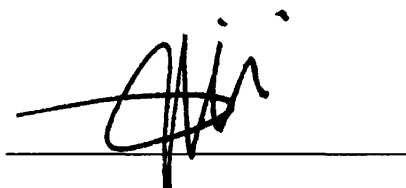
42. **DIRECTS** the Registry, in cooperation with the LRV as appropriate, to the extent possible and having due regard at all times to the safety and well-being of the individuals concerned, to confirm whether the contact information they have available for victims [REDACTED] is updated and correct and [REDACTED];

⁶⁰ Sang Defence Response, ICC-01/09-01/11-941, para. 3.

⁶¹ LRV Reply, ICC-01/09-01/11-963-Conf-Anx, para. 16.

43. **DIRECTS** the LRV to inform all victims mentioned above of this Chamber's decision, whenever this is possible and to the extent it relates to them, and having due regard to their safety, well-being, dignity and privacy;
44. **DIRECTS** the Registry and the LRV to include in their periodic report to Chambers:
- a. any information as to whether victims have become unreachable or contact information in the database is outdated or incorrect;
 - b. proposals as to how the situation of victims who are uncontactable should be dealt with;
 - c. information concerning any referral of victims to the VWU for assessment and the results of any such assessment, as referred to at paragraph 31 above;
 - d. information about any security incidents of direct relevance to this case, as described at paragraph 37 above;
45. **INVITES** the LRV to submit to the VWU, as appropriate, any individual security situation that would need the attention of the VWU pursuant to Regulation 80(1) of the Regulations of the Registry;
46. **DIRECTS** [REDACTED]; and
47. **REJECTS** the Sang Defence request to obtain the application numbers of the 40 withdrawing or uncontactable victims referred to in the Withdrawal Letter.

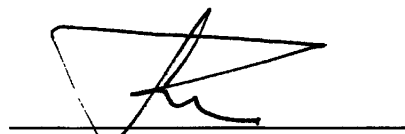
Done in both English and French, the English version being authoritative.

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Judge Chile Eboe-Osuji, Presiding Judge

A handwritten signature in black ink, featuring a large 'O' and a long horizontal stroke, positioned above a solid horizontal line.

Judge Olga Herrera Carbuccion

A handwritten signature in black ink, featuring a large 'R' and a long horizontal stroke, positioned above a solid horizontal line.

Judge Robert Fremr

Dated 14 November 2013

At The Hague, The Netherlands