

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

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

Date: 20 January 2014

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
With Public Annex**

Defence Submission of Copy of Mr. Ruto's Signed Waiver

Source: Defence for Mr. William Samoei Ruto

Document 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 Ruto

Mr. Karim A.A. Khan QC
Mr. David Hooper QC
Mr. Essa Faal
Ms. Shyamala Alagendra

Counsel for Joshua Sang

Mr. Joseph Kipchumba Kigen-Katwa
Ms. Caroline Buisman

Legal Representatives of the Victims

Mr. Wilfred Nderitu

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

The Office of Public Counsel for the Victims

Ms. Paolina Massidda

The Office of Public Counsel for the Defence

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr. Herman von Hebel

Counsel Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

Pursuant to the Trial Chamber's oral ruling¹ on the request that Mr. William Samoei Ruto be excused from continuous presence at trial under Article 63(1) of the Rome Statute and Rule 134^{quater} of the Rules of Procedure and Evidence,² the defence for Mr. Ruto hereby files a copy of Mr. Ruto's signed waiver.

Respectfully submitted,



Karim A.A. Khan QC
Lead Counsel for Mr. William Samoei Ruto

Dated this 20th Day of January 2014
At The Hague, The Netherlands

¹ ICC-01/09-01/11-T-72-ENG ET WT 15-01-2014, p. 67. See, in particular, p. 67, lines 2-5 ("This Chamber hereby conditionally excuses Mr Ruto from continuous presence at trial on the following conditions: As indicated in the new Rule 134 including quater, a waiver -- a waiver must be filed. That's one condition.")

² ICC-01/09-01/11-1124.