



Original: English

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

Date: 18 March 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 two confidential annexes

**Registry Transmission of a note verbale received from the Attorney General of the
Republic of Kenya**

Source: The Registry

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. Anton Steynberg

Counsel for William Samoei Ruto

Mr. Karim Khan

Mr. David Hooper

Counsel for Joshua Arap Sang

Mr. Joseph Kipchumba Kigen-Katwa

Mr. Silas Chekera

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
Victims**

Ms. Paolina Massidda

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

States' Representatives

Mr. Githu Muigai

Attorney General, Republic of Kenya

Amicus Curiae

REGISTRY

Registrar

Mr. Herman von Hebel

Counsel Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

The Registry of the International Criminal Court (the “Court”);

NOTING the *“Prosecution’s request under article 64 (6)(b) and article 93 to summon witnesses”*;¹

NOTING that Trial Chamber V(a), during an open session on 17 February 2014, invited the parties and participants to provide an additional submission regarding *“Prosecution’s request under article 64 (6)(b) and article 93 to summon witnesses”*;²

NOTING the Registry’s note verbale dated 7 March 2014 to the Office of the Attorney General of the Republic of Kenya informing the Attorney General of the Chamber’s decision to provide the opportunity to the Government of Kenya to submit an additional filing;³

NOTING that the Registry received, by email on Friday 14 March 2014 at 13.09 hours, a note verbale from the Republic of Kenya, dated 13 March 2014;⁴

NOTING Regulation 23 *bis* of the Regulations of the Court;

CONSIDERING the role of the Registry as the Court’s channel of communication under rule 13(1) of the Rules of Procedure and Evidence;

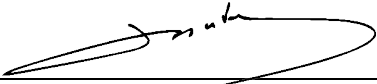
¹ ICC-01/09-01/11-1120-Red2-Corr.

² “Transcript of hearing of 17.02.2014, in the case of *the Prosecutor v. William Samoei Ruto and Joshua Arap Sang*”.

³ Annex 1.

⁴ Annex 2.

SUBMITS, respectfully, the present filing along with the documents received, as public with two confidential annexes, as the annexes contain contact details of staff members of the Court as well as contact details of the Attorney General of the Republic of Kenya.



Marc Dubuisson, Director of the Division of Court Services
per delegation of
Herman von Hebel, Registrar

Dated this 18 March 2014

At The Hague in The Netherlands