



Original: English

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

Date: 3 June 2014

THE APPEALS CHAMBER

Before: Judge Akua Kuenyehia, Presiding Judge
Judge Sang-Hyun Song
Judge Sanji Mmasenono Monageng
Judge Erkki Kourula
Judge Anita Ušacka

SITUATION IN THE REPUBLIC OF KENYA

IN THE CASE OF

***THE PROSECUTOR v. WILLIAM SAMOEI RUTO
AND JOSHUA ARAP SANG***

Public

**Sang Defence response to the request of the Prosecutor for an extension of the
time limit for her response to the documents in support of the appeal**

Source: Defence for Mr. Joshua arap Sang

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Fatou Bensouda, Prosecutor
James Stewart, Deputy Prosecutor
Anton Steynberg, Senior Trial Attorney

Counsel for William Ruto

Karim Khan QC, David Hooper QC
Shyamala Alagendra and Essa Faal

Counsel for Joshua Sang

Joseph Kipchumba Kigen-Katwa
Caroline Buisman

Legal Representatives of the Victims

Wilfred Nderitu

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Orchlon Narantsetseg

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Patrick Craig

Detention Section

**Victims Participation and Reparations
Section**

Other

1. On 2 June 2014, the Office of the Prosecutor ("the Prosecution") filed the *Prosecution Response to the Defence Requests for an Extension of the Page Limit for the Defence Appeals against the 'Decision on Prosecutor's Application for Witness Summonses and resulting Request for State Party Cooperation' and Prosecution Request for an Extension of the Page Limit and the Time Limit*.¹ Subsequently, the Appeals Chamber requested any submissions on the Prosecution's request for an extension of the time limit to be filed by 4 June 2014.²
2. The Defence for Mr. Joshua arap Sang ("Defence") does not necessarily oppose the Prosecution's application for an extension of the time limit in which to respond to the appeal. However, the Defence submits that equality between the parties is an important consideration. The Defence trusts this will be taken into account in determining the dual applications made by the Prosecution for both an extension of the page limit, in which they request the sum total of pages given to the two defence teams (which in the view of the Defence should, out of fairness, not extend beyond 40 pages), and additional time in which to prepare their response to the appeal.



Joseph Kipchumba Kigen-Katwa
On behalf of Mr. Joshua arap Sang
Dated this 3rd day of June 2014
In Nairobi, Kenya

¹ ICC-01/09-01/11-1328.

² ICC-01/09-01/11-1331.