

Cour
Pénale
Internationale



International
Criminal
Court

Original: English

No.: ICC-02/11-01/15

Date: 17 April 2015

TRIAL CHAMBER I

Before: Judge Geoffrey Henderson, Presiding Judge
Judge Olga Herrera Carbuccion
Judge Bertram Schmitt

**SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE
IN THE CASE OF
*THE PROSECUTOR v. LAURENT GBAGBO AND
CHARLES BLÉ GOUDÉ***

Public

Order setting the final agenda for the status conference of 21 April 2015

Order 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 Eric MacDonald

Counsel for Mr Laurent Gbagbo

Mr Emmanuel Altit

Ms Agathe Bahi Baroan

Counsel for Mr Charles Blé Goudé

Mr Geert-Jan Alexander Knoops

Mr Claver N'dry

Legal Representatives of Victims

Ms Paolina Massidda

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

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations Others
Section**

Trial Chamber I ('Chamber') of the International Criminal Court ('Court'), in the case of *The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé*, having regard to Article 64(3) of the Rome Statute ('Statute'), Rule 132(1) of the Rules of Procedure and Evidence ('Rules') and Regulation 54 of the Regulations of the Court, issues the following 'Order setting the final agenda for the status conference of 21 April 2015'.

1. On 11 March 2015, the Chamber issued a decision granting the Prosecution requests to join the cases of *The Prosecutor v. Laurent Gbagbo* and *The Prosecutor v. Charles Blé Goudé*. In the same decision, the Chamber indicated that a status conference will be held on 21 April 2015 and instructed the parties and participants to submit observations on the items mentioned in the provisional agenda.¹
2. On 14 April 2015, the parties, the Legal Representative of Victims ('LRV') and the Registry filed their observations.² The Defence team for Mr Gbagbo ('Gbagbo Defence') filed additional observations on the time needed to prepare for trial.³ As these observations pertain to agenda items 'a) Timing, volume and modalities of disclosure of evidence pursuant to Rule 76 of the Rules' and 'i) Commencement date of the trial',⁴ the Chamber considers that they should

¹ Decision on Prosecution requests to join the cases of *The Prosecutor v. Laurent Gbagbo* and *The Prosecutor v. Charles Blé Goudé* and related matters ('Joinder Decision'), 11 March 2015, ICC-02/11-01/15-1 (see also ICC-02/11-01/11-810 and ICC-02/11-02/11-222), para. 75 and Annex A to the Joinder Decision entitled 'Provisional agenda for the status conference').

² Prosecution's submission on the provisional agenda for the 21 April status conference, 14 April 2015, ICC-02/11-01/15-35-Conf (A public redacted version was filed on 15 April 2015: ICC-02/11-01/15-35-Red); *Soumissions de la Défense concernant l'ordre du jour de la conférence de mise en état prévue le 21 avril 2015*, 14 April 2015, ICC-02/11-01/15-32-Conf (A public redacted version was filed on the same day: ICC-02/11-01/15-32-Red) ('Gbagbo Defence Submissions'); Defence Submissions on Agenda Items for the Status Conference of 21 April 2015, 14 April 2015, ICC-02/11-01/15-33; Submissions on the Provisional Agenda for the Status Conference to be held on 21 April 2015, 14 April 2015, ICC-02/11-01/15-36 ('LRV Submissions'); Registry's Observations following the "Decision on Prosecution requests to join the cases of *The Prosecutor v. Laurent Gbagbo* and *The Prosecutor v. Charles Blé Goudé* and related matters", 14 April 2015, ICC-02/11-01/15-37.

³ *Observations portant sur le temps dont devrait disposer l'accusé pour préparer effectivement et efficacement sa défense*, 14 April 2015, ICC-02/11-01/15-34.

⁴ Provisional agenda for the status conference, ICC-02/11-01/15-AnxA to the Joinder Decision. See also, *Observations portant sur le temps dont devrait disposer l'accusé pour préparer effectivement et efficacement sa défense*, 14 April 2015, ICC-02/11-01/15-34, paras 1-3.

have been included in the Gbagbo Defence's submissions in preparation for the status conference, for which an extension of ten pages had been granted.⁵

3. Taking into account the observations made in preparation for the status conference by the parties, the LRV and the Registry, the Chamber hereby issues a final agenda:

- a) Timing, volume and modalities of disclosure of evidence pursuant to Rule 76 of the Rules;
- b) Whether the Office of the Prosecutor ('Prosecution') anticipates additional issues concerning the protection of witnesses and other persons (including the need for redactions), the disclosure of identities of witnesses, as well as referrals to the Court's witness protection program;
- c) Material already disclosed and intended to be disclosed by the Prosecution pursuant to Article 67(2) of the Statute and Rule 77 of the Rules;
- d) Languages to be used in the proceedings, in particular, the languages spoken by the witnesses the parties intend to call and victims the LRV may seek authorisation to call;
- e) Agreements as to evidence;
- f) Conduct of proceedings, including the timing within which the Prosecution should communicate to the defence teams the order of appearance of the witnesses it intends to call;⁶
- g) Filing of auxiliary documents in relation to the charges;⁷

⁵ On 13 April 2014, the Gbagbo Defence requested an extension of 10 pages for the filing of its submissions in preparation for the status conference (Email from the Defence to the Chamber, 13 April 2014). The request was granted on the same day by way of email (Email from a Legal Officer of the Chamber to the Defence, 13 April 2015).

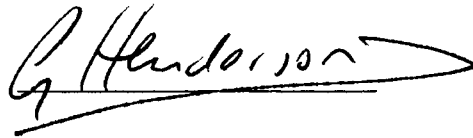
⁶ See Gbagbo Defence Submissions, ICC-02/11-01/15-32-Red, para. 59.

- h) Any other matter related to the applicability of decisions and orders previously rendered by the Chamber;⁸ and
- i) Commencement date of the trial.

FOR THE FOREGOING REASONS, THE CHAMBER HEREBY

SETS the agenda for the status conference of 21 April 2015, as provided in paragraph 3.

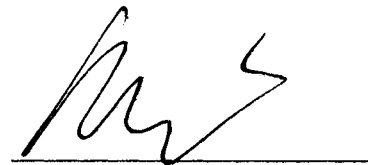
Done in both English and French, the English version being authoritative.



Judge Geoffrey Henderson, President Judge



Judge Olga Herrera Carbuccion



Judge Bertram Schmitt

Dated 17 April 2015

At The Hague, The Netherlands

⁷ The Gbagbo Defence's proposed additional topic will be addressed together with this item. *See* Gbagbo Defence Submissions, ICC-02/11-01/15-32-Red, paras 33-42.

⁸ In this regard, the Chamber has noted the Gbagbo Defence's and the LRV's submissions on this item (*See* Gbagbo Defence Submissions, ICC-02/11-01/15-32-Red, paras 74-77; LRV Submissions, ICC-02/11-01/15-36, paras 34-35).