

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No. ICC-02/11-01/11 OA 2

Date: 5 October 2012

THE APPEALS CHAMBER

Before:

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

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF THE PROSECUTOR v. LAURENT GBAGBO

Public document

Decision on Observations submitted by OPCV on behalf of victims

AS

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

The Office of the Prosecutor
Ms Fatou Bensouda, Prosecutor
Mr Fabricio Guariglia

Counsel for the Defence
Emmanuel Altit
Agathe Bahi Baroan

The Office of Public Counsel for Victims
Paolina Massidda

Representatives of Côte d'Ivoire

REGISTRY

Registrar
Ms Silvana Arbia

AS

The Appeals Chamber of the International Criminal Court,

In the appeal of Mr Gbagbo against the decision of Pre-Trial Chamber I, entitled “Decision on the ‘Corrigendum of the challenge to the jurisdiction of the International Criminal Court on the basis of articles 12(3), 19(2), 21(3), 55 and 59 of the Rome Statute filed by the Defence for President Gbagbo (ICC-02/11-01/11-129)’” of 15 August 2012 (ICC-02/11-01/11-212),

Noting its “Directions on the submissions of observations” of 31 August 2012 (ICC-02/11-01/11-236),

Noting its “Decision on Observations submitted by the Republic of Côte d’Ivoire” of 1 October 2012 (ICC-02/11-01/11-254),

Having before it the “Observations on behalf of victims on the Defence’s document in support of the appeal against Pre-Trial Chamber I’s Decision on the Defence Challenge to the Jurisdiction of the Court” of 5 October 2012 (ICC-02/11-01/11-255), exceeding the page limit laid down in regulation 37 (1) of the Regulations of the Court,

Hereby *renders* the following

DECISION

- 1) The document “Observations on behalf of victims on the Defence’s document in support of the appeal against Pre-Trial Chamber I’s Decision on the Defence Challenge to the Jurisdiction of the Court” is disregarded.
- 2) The victims represented by the Office of Public Counsel for Victims may submit their observations on the “Document à l’appui de l’appel de la « *Decision on the* “Corrigendum of the challenge to the jurisdiction of the International Criminal Court on the basis of articles 12(3), 19(2), 21(3), 55 and 59 of the Rome Statute filed by the Defence for President Gbagbo” » (ICC-02/11-01/11-212)” (ICC-02/11-01/11-240) and on the “Response to the Lauren [*sic*] Gbagbo’s Appeal against the ‘Decision on the “Corrigendum of the challenge to the jurisdiction of the International

Criminal Court on the basis of articles 12(3), 19(2), 21(3), 55 and 59 of the Rome Statute filed by the Defence for President Gbagbo” (ICC-02/11-01/11-212)’” (ICC-02/11-01/11-251) by Monday, 8 October 2012, 16h00 in compliance with regulation 37 (1) of the Regulations of the Court.

Reasons for the present decision will be given in the judgment on the present appeal.

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



Judge Akua Kuenyehia
For the Presiding Judge

Dated this 5th day of October 2012

At The Hague, The Netherlands