

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: ICC-02/11-01/15
7 June 2017

TRIAL CHAMBER I

Before: Judge Cuno Tarfusser, Single Judge

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

Public

**Decision on the Prosecutor's request for an extension of time for the submission of
video evidence**

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 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**

**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

Detention Section

**Victims Participation and Reparations
Section**

Others

Judge Cuno Tarfusser, acting as a Single Judge on behalf of the Trial Chamber I of the International Criminal Court in the case of *The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé*, having regard to article 64(6)(f) of the Rome Statute and regulation 35 of the Regulations of the Court, issues the following “Decision on the request for an extension of time for the submission of its video evidence” submitted by the Prosecutor on 29 May 2017 (“Prosecutor’s Request”).¹

1. On 23 January 2017, the Chamber ordered the Prosecutor to file a consolidated submission of documentary evidence by 28 February 2017.²
2. On 8 February 2017, the Prosecutor requested the Chamber to postpone the submission deadline respectively to 28 April 2017 for documentary evidence and to 30 June 2017 for video evidence (“First Request”).³ The Chamber granted this request on 9 February 2017.⁴
3. On 28 April 2017, the Prosecutor filed her submission of documentary evidence.⁵
4. On 29 May 2017, the Prosecutor filed her request for an additional extension of time for the submission of video evidence, until 31 July 2017.⁶
5. On 1 June 2017, the Defence for Mr Gbagbo indicated by email that they would not respond to the Prosecutor’s Request.
6. The Prosecutor submits that the size, nature and content of the video collection result in making its submission an unusually complex and time-consuming task, also in light of the need to provide for multiple levels of review, and provides details on the features of the items included in the collection. She further emphasises the need to comply with the requirement that each item be

¹ ICC-02/11-01/15-939-Conf.

² ICC-02/11-01/15-787.

³ ICC-02/11-01/15-798.

⁴ ICC-02/11-01/15-T-119-Red-ENG, page 1, line 23 to page 2, line 2.

⁵ ICC-02/11-01/15-895.

⁶ ICC-02/11-01/15-939.

supported by sufficiently detailed and precise submissions. The Prosecutor also refers to amendments in the schedule of appearance of witnesses having occurred subsequently to her First Request and the ensuing impact on her resources and organisation.

7. In light of the above, the Single Judge is persuaded that the circumstances set forth by the Prosecutor in support of her Request, both relating to the features of the collection and to procedural developments unforeseeable at the time of the First Request, show the existence of good cause for a variation of the time limit within the meaning and for the purposes of regulation 35(2) of the Regulations. As already noted at the time of the submission of the First Request, the Single Judge trusts that the extension will enable the Prosecutor to meet the technical and organisational challenges entailed by the nature of the video collection and to accurately finalise her submission.
8. The Single Judge notes that the same reasons warranting the granting of the time extension requested by the Prosecutor will also warrant a similar extension of the time limit for the responses to the Prosecutor's submission of video evidence to the benefit of the defence teams and the LRV. As already noted at the time when the Prosecutor was ordered to file a consolidate submission,⁷ an appropriate time limit will be set for both Defence teams and the LRV to respond once the submission is received.

FOR THE FOREGOING REASONS, THE SINGLE JUDGE HEREBY

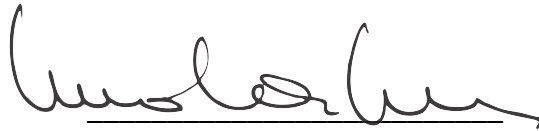
GRANTS the Prosecutor's Request;

⁷ "Order requesting the parties and participants to submit information for the purposes of the conduct of the proceedings pursuant to article 64(2) of the Statute and rule 140 of the Rules of Procedure and Evidence" (ICC-02/11-01/15-787).

DECIDES that the time limit for the Defence for Mr Gbagbo, the Defence for Mr Blé Goudé and the LRV to respond to the Prosecutor's submission of video evidence shall be set once the submission is received;

ORDERS the Prosecutor to file a public redacted version of her Request no later than Monday 19 June 2017.

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

A handwritten signature in black ink, appearing to read 'Cuno Tarfusser', written over a horizontal line.

Judge Cuno Tarfusser, Single Judge

Dated 7 June 2017

At The Hague, The Netherlands