

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-01/09
Date: 8 December 2017

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Presiding Judge
Judge Marc Perrin de Brichambaut
Judge Chang-Ho Chung

**SITUATION IN DARFUR, SUDAN
IN THE CASE OF
*THE PROSECUTOR v. OMAR HASSAN AHMAD AL BASHIR***

**Public Document
With Confidential Annex I and Public Annex II**

**Report of the Registrar on the Information received as regards Travel by Omar
Hassan Ahmad Al Bashir to the Republic of Chad**

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, Prosecutor

Mr James Stewart, Deputy Prosecutor

Counsel for the Defence

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(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**

Other

I. Introduction

1. This report is submitted in implementation of the “Corrigendum of ‘Orders to the Registrar concerning action to be taken in case of information relating to travel of suspects’” issued by Pre-Trial Chamber II (“Chamber”) on 15 April 2015.¹

II. Classification

2. Pursuant to regulation 23 *bis*(1) of the Regulations of the Court, Annex I is submitted as confidential because it refers to individual staff members of the International Criminal Court (“Court”).

III. Submissions

3. On 1 December 2017, following the publication of press reports referring to a two-day official visit by Omar Hassan Ahmad Al Bashir (“Mr Al Bashir”) to the Republic of Chad starting on the same day, the Registry attempted to notify a note verbale to the authorities of Chad (“Note Verbale”) through the diplomatic channel in Brussels and in New York. The Registry was only able to make contact with the Chadian authorities and notify the Note Verbale to the Permanent Mission of the Republic of Chad to the United Nations in New York on 4 December 2017.
4. In the Note Verbale, the Registry reminded the authorities of Chad of their obligation to cooperate with the Court in the arrest and surrender of Mr Al Bashir in the event that he enters the territory of Chad. The Registry furthermore requested that, pursuant to article 97 of the Rome Statute, the authorities of Chad consult with the Court without any delay in the event that they identify any problems which may impede or prevent the execution of the

¹ Pre-Trial Chamber II, “Corrigendum of ‘Orders to the Registrar concerning action to be taken in case of information relating to travel of suspects’”, 15 April 2015, ICC-02/05-01/09-235-Corr.

request for arrest and surrender of Mr Al Bashir. The Note Verbale and the memorandum of notification are submitted as Annex I to this filing.

5. On 2 December 2017, the Registry received media reports that Mr Al Bashir had concluded his visit to Chad. The media reports are submitted as Annex II to this filing.
6. To this date, the Registry has received no reply from the authorities of Chad to the Note Verbale.



Marc Dubuisson
Director of the Division of Judicial Services
on behalf of Herman von Hebel, Registrar

Dated this 8 December 2017

At The Hague, the Netherlands