

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

N° : ICC-01/11-01/11

Date : 23 October 2019

THE APPEALS CHAMBER

Before: Judge Chile Eboe-Osuji, Presiding Judge
Judge Howard Morrison
Judge Piotr Hofmański
Judge Luz del Carmen Ibáñez Carranza
Judge Solomy Balungi Bossa

**SITUATION IN LIBYA
IN THE CASE OF
THE PROSECUTOR v. SAIF AL-ISLAM GADDAFI**

Confidential

**Request for extension for submission of observations from the State of Libya in
relation to the Appeals Chamber's Order ICC-01/11-01/11-672**

Source: 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

Ms Helen Brady

Counsel for Mr Saif Al Islam Gaddafi

Mr Essa Faal

Ms Venkateswari Alagendra

The Office of Public Counsel for

Victims

Ms Paolina Massidda

Others

United Nations Security Council

Lawyers for Justice in Libya

Redress Trust

States Representatives

The State of Libya

REGISTRY

Registrar

Mr Peter Lewis

I. Introduction

1. The Registry hereby transmits to the Appeals Chamber (“Chamber”) in accordance with rule 13 (1) of the Rules of Procedure and Evidence a request for extension from the Libyan authorities to submit observations in relation to the “Order scheduling a hearing before the Appeals Chamber and inviting participation in judicial proceedings” (“Order”)¹.

II. Procedural History

2. On 24 September 2019, the Chamber in its Order invited the State of Libya to submit observations, on issues arising from the appeal of Mr Saif Al-Islam Gaddafi against the ‘Decision on the “Admissibility Challenge by Dr. Saif Al-Islam Gadafi pursuant to Articles 17(1)(c), 19 and 20(3) of the Rome Statute”’² by 16h00 on 24 October 2019.
3. On 24 September 2019, the Registry transmitted the Order to the State of Libya.

III. Classification

4. In accordance with regulation 23 *bis*(1) of the Regulations of the Court, the present submission is classified as confidential as requested by the authorities of the State of Libya.

¹ Appeals Chamber, “Order scheduling a hearing before the Appeals Chamber and inviting participation in judicial proceedings”, 24 September 2019, ICC-01/11-01/11-672.

² Defence, « Defence Appeal Brief in support of its appeal against Pre-Trial Chamber I’s “Decision on the ‘Admissibility Challenge by Dr. Saif Al-Islam Gadafi pursuant to Articles 17(1)(c), 19 and 20(3) of the Rome Statute’”, 20 May 2019, ICC-01/11-01/11-669.

IV. Transmission

5. On 21 October 2019, the Libyan authorities informed the Registry by way of email that they were preparing their observations.³ Also in same, they requested an extension of two weeks for the submission of the said observations “due to the security situation in Libya and continuous fighting including air strikes on Tripoli” and the lack of electricity “for long hours”.⁴



p.p. Marc Dubuisson, Director of the Division of Judicial Services
on behalf of
Peter Lewis, Registrar

Dated 23 October 2019

At The Hague, the Netherlands

³ Email to the Registry from the Representative of the State of Libya to the International Criminal Court, 21 October 2019, at 16:03.

⁴ Ibid.