

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/12-01/18**

Date: **29 June 2021**

Date of submission: **29 July
2021**

APPEALS CHAMBER

Before: Judge Luz del Carmen Ibáñez Carranza, Presiding
Judge Piotr Hofmański
Judge Solomy Balungi Bossa
Judge Rosario Salvatore Aitala
Judge Gocha Lordkpanidze

SITUATION IN THE REPUBLIC OF MALI

**IN THE CASE OF
THE PROSECUTOR v. AL HASSAN AG ABDOUL AZIZ AG MOHAMED AG
MAHMOUD**

Public

With Confidential *ex parte* Annex [Defence and Registry only]

Public Redacted Version of “Waiver of right to attend hearing for delivery of Judgment on the Appeal of Mr Al Hassan against the decision of Trial Chamber X entitled ‘Decision on application for notice of possibility of variation of legal characterisation pursuant to Regulation 55(2) of the Regulations of the Court’ on 01 July 2021”

Source: Defence for Mr Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud

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

The Office of the Prosecutor
Karim A.A. Khan QC
Helen Brady

Counsel for the Defence
Melinda Taylor
Kirsty Sutherland

Legal Representatives of the Victims
Seydou Doumbia
Mayombo Kassongo
Fidel Luvengika Nsita

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
Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and
Reparations Section**

Other

1. The Defence for Mr Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud hereby respectfully submits Mr Al Hassan's waiver of his right to attend the Appeals Chamber hearing for the delivery of *Judgment on the appeal of Mr Al Hassan against the decision of Trial Chamber X entitled 'Decision on application for notice of possibility of variation of legal characterisation pursuant to Regulation 55(2) of the Regulations of the Court'*, scheduled for 1 July 2021 at 16h30.¹
2. This request is submitted confidentially because it refers to [REDACTED]. It may be reclassified as 'public' when [REDACTED]. The annexed waiver is submitted confidentially and *ex parte* because it contains personal data relating to Mr Al Hassan.
3. [REDACTED]:

Dates	Sitting schedule	Hours
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

¹ ICC-01/12-01/18-1553.

4. Attendance at the judgment hearing would place additional physical and mental strain on Mr Al Hassan [REDACTED]. For these reasons, the Defence respectfully requests that he be excused.
5. Conveying Mr Al Hassan's deep respects to the honourable judges of the Appeals Chamber, the Defence respectfully submits herewith Mr Al Hassan's waiver of his right to attend the hearing scheduled for 1 July 2021 at 16h30.²



Melinda Taylor
Counsel for Mr Al Hassan

Dated this 29th Day of June 2021
At The Hague, The Netherlands

² Annex.