



Original: English

**No. ICC-02/05-01/20
Date: 12 October 2021**

TRIAL CHAMBER I

**Before: Judge Joanna Korner, Presiding Judge
Judge Reine Alapini-Gansou
Judge Althea Violet Alexis-Windsor**

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
*THE PROSECUTOR v. ALI MUHAMMAD ALI ABD-AL-RAHMAN ('ALI
KUSHAYB')***

Public

Order setting the date for the second status conference

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

The Office of the Prosecutor
Karim A.A. Khan

Counsel for the Defence
Cyril Laucci

Legal Representatives of Victims
Ms Natalie von Wistinghausen
Nasser Mohamed Amin Abdalla

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

The Office of Public Counsel for Victims
Paolina Massidda

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar
Peter Lewis

Counsel Support Section

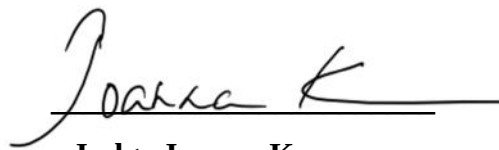
Victims and Witnesses Unit
Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**
Philipp Ambach

Other

1. Trial Chamber I (the 'Chamber') scheduled a second status conference on 12 November 2021.¹
2. The Chamber notes that although the Defence had indicated its intention to go on mission during the same time period,² it has now confirmed it is available on the aforesaid date.³
3. The Chamber therefore confirms that the second status conference will take place at 9:30 on 12 November 2021.
4. The parties, participants and the Registry are invited to suggest, by way of a filing, items to the agenda no later than 3 November 2021.
5. As a final point, the Chamber deplores the fact that the Defence filed a 14-page submission to answer one question.⁴ The Chamber will not accept such submissions in the future. As for the aforesaid Defence filing, with the exception of paragraph 21, the Chamber will disregard all other submissions.

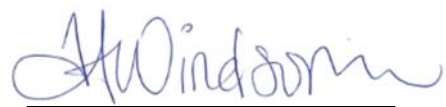


Judge Joanna Korner

Presiding Judge



Judge Reine Alapini-Gansou



Judge Althea Violet Alexis-Windsor

Dated this 12 October 2021

At The Hague, The Netherlands

¹ Transcript of hearing, 8 September 2021, ICC-02/05-01/20-T-013-ENG, page 77, line 18.

² Transcript of hearing, 8 September 2021, ICC-02/05-01/20-T-013-ENG, page 79, lines 15-20.

³ Observations de la Défense en relation avec la sécurité des témoins, des victimes et des autres personnes à risque du fait des activités de la Cour, y compris son personnel, au Soudan, 8 October 2021, ICC-02/05-01/20-481-Conf+Conf-Anxs, para. 21. The Chamber notes that the filing is confidential, but reference in the present order is general to avoid any issues of confidentiality. The Chamber however instructs the Defence to file a public redacted version of its filing without further delay.

⁴ The Chamber observes that the Defence has not responded to the question posed by the Chamber, namely whether 'it requests to have a hearing under Rule 118(3) of the Rules before 3 November 2021'. See E-mail from Trial Chamber I Communications to the Defence on 28 September 2021 at 13:12.