

1 International Criminal Court

2 Trial Chamber V(a) - Courtroom 1

3 Situation: Republic of Kenya

4 In the case of The Prosecutor v. William Samoei Ruto

5 and Joshua Arap Sang - ICC-01/09-01/11

6 Presiding Judge Chile Eboe-Osuji, Judge Olga Herrera Carbuccion

7 and Judge Robert Fremr

8 Trial Hearing

9 Wednesday, 18 September 2013

10 (The hearing starts in open session at 9.44 a.m.)

11 THE COURT USHER: All rise. The International Criminal Court is
12 now in session. Please be seated.

13 PRESIDING JUDGE EBOE-OSUJI: Thank you very much. We will
14 continue from where we left today. We'll have no need to take fresh
15 appearances -- where we left yesterday.

16 Prosecutor, I understand there is something you want to raise in
17 closed session?

18 MR STEYNBERG: There is indeed, your Honours. May I inquire -- I
19 understood we were going to start off this morning with submissions
20 regarding the resolution passed by the Kenyan parliament.

21 PRESIDING JUDGE EBOE-OSUJI: That was the intention.

22 MR STEYNBERG: Yes.

23 PRESIDING JUDGE EBOE-OSUJI: But in light of what you want to
24 discuss in closed session, perhaps we should start with that.

25 MR STEYNBERG: Very well. I think that the two issues may well

1 be related, but as to which order we do it in, I'm in your Honours'
2 hands.

3 PRESIDING JUDGE EBOE-OSUJI: All right. Why don't we begin with
4 what you have to discuss in closed session.

5 MR STEYNBERG: As the Chamber pleases.

6 PRESIDING JUDGE EBOE-OSUJI: Perhaps if you think that the two
7 issues are related, then that would give the necessary connection you are
8 talking about if you put things in closed session.

9 As it happens, the -- these proceedings are supposed to be done
10 in public, but it often happens that developments in the case will
11 require for the Court to go in closed session and unavoidably we must do
12 that now.

13 So, court officer, if you can put us in the mode. Thank you.

14 (Closed session at 9.46 a.m.)
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20 Page 2 to 20 redacted – Closed session
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25 (Recess taken at 10.28 a.m.)