

1 International Criminal Court
2 Appeals Chamber
3 Situation: Republic of Côte d'Ivoire
4 In the case of The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé
5 ICC-02/11-01/15
6 Presiding Judge Chile Eboe-Osuji, Judge Howard Morrison,
7 Judge Piotr Hofmanski, Judge Luz del Carmen Ibáñez Carranza, and
8 Judge Solomy Balungi Bossa
9 Delivery of Judgment - Courtroom 1
10 Friday, 1 February 2019
11 (The hearing starts in open session at 4.45 p.m.)
12 THE COURT USHER: [16:45:25] All rise.
13 The International Criminal Court is now in session.
14 Please be seated.
15 PRESIDING JUDGE EBOE-OSUJI: [16:45:54] Thank you very much.
16 We are now in open session. Welcome back everyone.
17 As these things happen in proceedings such as these, there tends to be emotion
18 attached, however the Court decides the question. We would urge everybody to
19 please maintain the calm while we read the judgment.
20 The Appeals Chamber has considered carefully both the oral and written submissions
21 of the parties and participants in the appeal of the Prosecutor against the oral decision
22 rendered on 16 January 2019 by the Trial Chamber in which the Chamber rejected the
23 Prosecutor's request to impose conditions on the release of Mr Laurent Gbagbo and
24 Mr Charles Blé Goudé following their acquittal.
25 I shall now summarise the Appeals Chamber's judgment, which was taken

1 unanimously. This summary is not part of the written judgment. The written
2 judgment is the only authoritative account of the Chamber's ruling and reasons. The
3 written judgment will be made available to the parties and participants this evening.
4 For the reasons explained in the written judgment, the Appeals Chamber
5 unanimously decides as follows:

6 First, the oral decision of Trial Chamber I pursuant to Article 81(3)(c)(i) of the Statute,
7 dated 16 January 2019, is amended by adding a set of conditions to the release. The
8 conditions set out in the written judgment are imposed on Mr Gbagbo and
9 Mr Blé Goudé upon their release to a State willing to accept them on its territory and
10 willing and able to enforce the conditions.

11 Second, the Registrar is directed to identify and enter into arrangements with States
12 willing to accept Mr Gbagbo and/or Mr Blé Goudé on their territories and enforce the
13 conditions set out in the judgment. Should the Registrar encounter challenges in this
14 regard, he is directed to inform the Appeals Chamber without delay.

15 Third, the Registrar may also make appropriate and necessary interim arrangements
16 regarding the release with conditions, pending the conclusion of agreements with the
17 States.

18 Fourth, the Appeals Chamber may review and vary the conditions of release in the
19 future on its own motion or on the motion of a party or participant.

20 Fifth, the Appeals Chamber rejects the Prosecutor's request that the Appeals Chamber
21 instruct the Trial Chamber to provide a full and reasoned statement of its conclusions
22 regarding the acquittal of Mr Gbagbo and Mr Blé Goudé as expeditiously as possible
23 and preferably within 30 days of the delivery of the present judgment.

24 This concludes the summary of the judgment.

25 I thank the interpreters, the court reporters and other Registry staff and the

- 1 participants for helping us with our work in deliberating on this appeal.
- 2 The Court is adjourned.
- 3 THE COURT USHER: [16:50:01] All rise.
- 4 (The hearing ends in open session at 4.50 p.m.)