

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-02/05
Date: 2 February 2009

PRE-TRIAL CHAMBER I

Before: Judge Akua Kuenyehia, Presiding Judge
Judge Anita Ušacka
Judge Sylvia Steiner

SITUATION IN DARFUR, SUDAN

Public Decision with Confidential and *Ex Parte* Annex

URGENT

**Decision modifying the agenda of the scheduled *Ex Parte* Hearing
of 3 February 2009**

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

The Office of the Prosecutor
Mr Luis Moreno-Ocampo, Prosecutor
Mr Essa Faal, Senior Trial Lawyer

Counsel for the Defence

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

States Representatives

Amicus Curiae

REGISTRY

Registrar
Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

PRE-TRIAL CHAMBER I of the International Criminal Court (the “Chamber” and “Court”, respectively);

NOTING the “Decision scheduling an *Ex Parte* Hearing and Providing an Agenda”¹ issued by the Chamber on 30 January 2009;

NOTING articles 19, 58 and 68 of the Rome Statute;

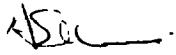
CONSIDERING that the agenda of the hearing was annexed *confidential and ex parte* to the decision scheduling the hearing; that the Chamber finds it necessary to receive information from the Prosecution on an additional issue; that the issue is being raised in a document which is attached *confidential and ex parte* to the present decision; and that therefore it shall be discussed under item 4 of the agenda;

¹ ICC-02/05-176 and Conf-Exp-Anx1.


FOR THESE REASONS

DECIDES to add to the agenda of the hearing scheduled for 3 February 2009 the issue contained in the document annexed *confidential and ex parte* to the present decision.

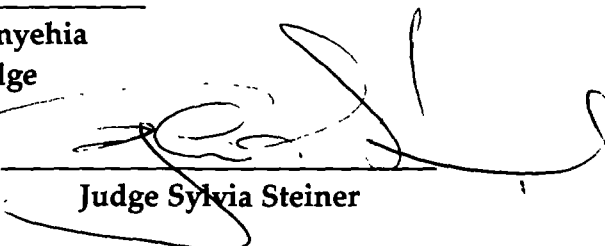
Done in both English and French, the English version being authoritative.



Judge Akua Kuenyehia
Presiding Judge



Judge Anita Ušacka



Judge Sylvia Steiner

Dated this Monday 2 February 2009

At The Hague

The Netherlands