

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original : English

No.: ICC-02/04-01/05  
Date: 13 October 2006

**PRE-TRIAL CHAMBER II**

**Before:** Judge Mauro Politi, Presiding Judge  
Judge Fatoumata Dembele Diarra  
Judge Ekaterina Trendafilova

**Registrar:** Mr Bruno Cathala

**SITUATION IN UGANDA  
IN THE CASE OF  
THE PROSECUTOR  
v. JOSEPH KONY, VINCENT OTTI, OKOT ODHIAMBO, RASKA LUKWIYA,  
DOMINIC ONGWEN**

**Public Document**

**ORDER GRANTING A NEW DEADLINE TO THE REGISTRAR FOR THE  
SUBMISSION OF ADDITIONAL INFORMATION AND COMMENTS ON THE  
STATUS OF COOPERATION IN THE SITUATION IN UGANDA**

**The Office of the Prosecutor**

Mr. Luis Moreno Ocampo, Prosecutor  
Ms. Christine Chung, Senior Trial  
Lawyer  
Mr. Eric MacDonald, Trial Lawyer

**PRE-TRIAL CHAMBER II** (“the Chamber”) of the International Criminal Court (“the Court”);

**RECALLING** the Chamber’s “Order to the Registrar and the Prosecutor for the submission of information on the status of the execution of the warrants of arrest in the situation in Uganda”, dated 15 September 2006<sup>1</sup> (“the Order”), whereby the Chamber requested the Registrar and the Prosecutor to submit information and comments on the status of the execution of the Warrants<sup>2</sup> and the Requests for Arrest and Surrender<sup>3</sup> issued in the situation in Uganda, in particular as regards the cooperation with the relevant States and between the Registry and the Office of the Prosecutor;

**NOTING** the “*Rapport du Greffier sur l’état d’exécution des mandats d’arret dans la situation en Ouganda*” submitted on 6 October 2006<sup>4</sup>, whereby the Registrar informed the Chamber that on 26 September 2006 he had transmitted the Order to the Governments of Uganda, the Democratic Republic of the Congo and the Republic of Sudan, accompanied by a letter specifically requesting “an update on the execution of the Warrants of arrest and Requests for arrest and surrender”<sup>5</sup>; that only the Government of Uganda had replied, while the Government of the Democratic

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<sup>1</sup> ICC-02/04-01/05-111.

<sup>2</sup> Warrants of arrests for Joseph KONY (ICC-02/04-01/05-28-US-Exp); Vincent OTTI (ICC-02/04-01/05-4-US-Exp); Raska LUKWIYA (ICC-02/04-01/05-6-US-Exp); Okot ODHIAMBO (ICC-02/04-01/05-8-US-Exp); and Dominic ONGWEN (ICC-02/04-01/05-10-US-Exp).

<sup>3</sup> Requests to Uganda for arrest and surrender of: Joseph Kony (ICC-02/04-01/05-12-US-Exp and ICC-02/04-01/05-29-US-Exp); Vincent Otti (ICC-02/04-01/05-13-US-Exp); Raska Lukwiya (ICC-02/04-01/05-14-US-Exp); Okot Odhiambo (ICC-02/04-01/05-15-Exp); Dominic Ongwen (ICC-02/04-01/05-16-US-Exp); Requests to the Democratic Republic of the Congo for arrest and surrender of: Joseph Kony (ICC-02/04-01/05-30-US-Exp); Vincent Otti (ICC-02/04-01/05-31-US-Exp); Okot Odhiambo (ICC-02/04-01/05-32-US-Exp); Dominic Ongwen (ICC-02/04-01/05-33-US-Exp); Raska Lukwiya (ICC-02/04-01/05-34-US-Exp); Requests to the Republic of Sudan for arrest and surrender of: Joseph Kony (ICC-02/04-01/05-35-US-Exp); Vincent Otti (ICC-02/04-01/05-36-US-Exp); Okot Odhiambo (ICC-02/04-01/05-37-US-Exp); Dominic Ongwen (ICC-02/04-01/05-38-US-Exp); Raska Lukwiya (ICC-02/04-01/05-39-US-Exp).

<sup>4</sup> ICC-02/04-01/05-118.

<sup>5</sup> Letters by the Registrar to Lucien Tibaruha, Solicitor General of the Republic of Uganda and to the Ambassador to the Netherlands of the Democratic Republic of the Congo and of the Republic of Sudan (ICC-02/04-01/05-118-Anx 1).

Republic of the Congo and of the Republic of Sudan had maintained not being able to reply within the relevant time-limit;

**NOTING** that, accordingly, the Registrar requested an extension of the deadline with a view to being able to submit to the Chamber the information to be provided by the Governments of the Democratic Republic of the Congo and of the Republic of Sudan, without however providing any indication as to the expected duration of such extension;

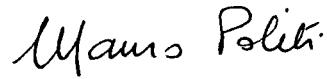
**CONSIDERING** that the specific purpose of the Order was to allow the Chamber to gather any relevant information relating to the status of cooperation which may be available to the Registrar and the Prosecutor at this stage based on their own assessment of the situation and on their own contacts with the relevant States, rather than to gather information from the authorities of such States;

**CONSIDERING** that, accordingly, the Registrar should be in a position to provide such information prior to and irrespective of any of the relevant States responding to his request dated the 26 September 2006, without prejudice to his duty to submit to the Chamber any additional information which may be provided by such States at a later stage;

**HAVING REGARD THERETO AND FOR THESE REASONS, THE CHAMBER HEREBY**

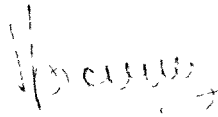
**REQUESTS** the Registrar to submit to the Chamber, on or before Friday 20 October 2006, a supplementary report with information and comments on the status of the execution of the Warrants and of the Requests for Arrest and Surrender.

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



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**Judge Mauro Politi**  
**Presiding Judge**



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**Judge Fatoumata Dembele Diarra**



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**Judge Ekaterina Trendafilova**

Dated this 13<sup>th</sup> day of October 2006

At The Hague, The Netherlands