

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

**Original: English**

**ICC-01/09-02/11 OA  
Date: 13 June 2011**

**THE APPEALS CHAMBER**

**Before:** Judge Daniel David Ntanda Nsereko, Presiding Judge  
Judge Sang-Hyun Song  
Judge Akua Kuenyehia  
Judge Erkki Kourula  
Judge Anita Ušacka

**SITUATION IN THE REPUBLIC OF KENYA**

**IN THE CASE OF THE PROSECUTOR v. FRANCIS KIRIMI MUTHAURA,  
UHURU MUIGAI KENYATTA AND MOHAMMED HUSSEIN ALI**

**Public document**

**Directions on the submission of observations pursuant to article 19 (3) of the  
Rome Statute and rule 59 (3) of the Rules of Procedure and Evidence**



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

**The Office of the Prosecutor**

Ms Fatou Bensouda, Deputy Prosecutor  
Mr Fabricio Guariglia

**Counsel for Francis Kirimi Muthaura**

Mr Karim A. A. Khan  
Mr Kennedy Ogeto

**State Representatives**

Mr Geoffrey Nice  
Mr Rodney Dixon

**Counsel for Uhuru Muigai Kenyatta**

Mr Steven Kay  
Ms Gillian Higgins

**Counsel for Mohammed Hussein Ali**

Mr Gregory Kehoe  
Mr Evans Monari

**REGISTRY**

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**Registrar**

Ms Silvana Arbia



The Appeals Chamber of the International Criminal Court,

In the appeal of the Republic of Kenya against the decision of Pre-Trial Chamber II entitled “Decision on the Application by the Government of Kenya Challenging the Admissibility of the Case Pursuant to Article 19(2)(b) of the Statute” of 30 May 2011 (ICC-01/09-02/11-96),

Pursuant to article 19 (3), second sentence, of the Statute and rule 59 (3) of the Rules of Procedure and Evidence,

*Gives the following*

## DIRECTIONS

The applicants a/0640/10, a/0641/10, a/0642/10, and a/1203/10, represented by the Office of Public Counsel for Victims, may submit a document containing consolidated observations on the document in support of the appeal and the responses thereto within seven days after notification of the responses or, in the event that no responses are submitted, the effluxion of the time limit stipulated for that purpose.

The Republic of Kenya, the Prosecutor, Mr Francis Kirimi Muthaura, Mr Uhuru Muigai Kenyatta, and Mr Mohammed Hussein Ali may each file a response to the document containing consolidated observations. The responses shall be filed within seven days of notification of that document.

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



**Judge Daniel David Ntanda Nsereko**  
**Presiding Judge**

Dated this 13th day of June 2011

At The Hague, The Netherlands