

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/09-01/11
Date: 26 August 2011

PRE-TRIAL CHAMBER II

Before: Judge Ekaterina Trendafilova, Single Judge

**SITUATION IN THE REPUBLIC OF KENYA
IN THE CASE OF THE PROSECUTOR V. WILLIAM SAMOEI RUTO, HENRY
KIPRONO KOSGEY AND JOSHUA ARAP SANG**

Public Document

**Decision Authorizing Video Recording and Photographs at the Confirmation of
Charges Hearing**

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

The Office of the Prosecutor
Luis Moreno-Ocampo, Prosecutor
Fatou Bensouda, Deputy Prosecutor

Counsel for William Samoei Ruto
Joseph Kipchumba Kigen-Katwa, David
Hooper and Kioko Kilukumi Musau

Counsel for Henry Kiprono Kosgey
George Odinga Oraro

Counsel for Joshua Arap Sang
Joseph Kipchumba Kigen-Katwa

Legal Representatives of the Victims
Sureta Chana

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 & Deputy Registrar
Silvana Arbia, Registrar
Didier Preira, Deputy Registrar

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Judge Ekaterina Trendafilova, acting as Single Judge on behalf of Pre-Trial Chamber II of the International Criminal Court (the “Court”),¹ hereby issues this decision authorizing video recording and the taking of photographs at the start of the confirmation of charges hearing.

1. On 8 March 2011, the Chamber, by majority, decided to summon William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang (collectively the “Suspects”) to appear before it.² Pursuant to this decision, the Suspects voluntarily appeared before the Court at the initial appearance hearing held on 7 April 2011 during which, *inter alia*, the Chamber set the date for the commencement of the confirmation of charges hearing for 1 September 2011.³

2. On 25 August 2011, the Single Judge issued the “Decision on the Schedule for the Confirmation of Charges Hearing”, together with an annex detailing the timetable of each session.⁴

3. The Single Judge notes articles 61(1) and 67 of the Rome Statute and regulations 20(1) and 21 of the Regulations of the Court (the “Regulations”).

4. The Single Judge notes, in particular, that pursuant to regulation 21(1) of the Regulations, the publicity of hearings may extend beyond the courtroom. Accordingly, the Single Judge deems it appropriate to authorize video recording and the taking of photographs in the courtroom at the start of the confirmation of charges hearing.

¹ Pre-Trial Chamber II, “Decision Designating a Single Judge”, ICC-01/09-01/11-6.

² Pre-Trial Chamber II, “Decision on the Prosecutor’s Application for Summons to Appear for William Samoei Ruto, Henry Kiprono Kosgey and Joshua Arap Sang”, ICC-01/09-01/11-01.

³ ICC-01/09-01/11-T-1-ENG.

⁴ Pre-Trial Chamber II, “Decision on the Schedule for the Confirmation of Charges Hearing”, ICC-01/09-01/11-294; ICC-01/09-01/11-294-Anx-Corr.

FOR THESE REASONS, THE SINGLE JUDGE HEREBY

authorizes the Registrar to inform external applicants that, at the start of the confirmation of charges hearing to be held on Thursday, 1 September 2011 at 14.30 hours and after all the parties and participants have taken their seats, video recording and the taking of photographs will be permitted for no longer than one minute and a half.

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



Judge Ekaterina Trendafilova
Single Judge

Dated this Friday, 26 August 2011

At The Hague, The Netherlands