

Cour
Pénale
Internationale



International
Criminal
Court

Original: English

No.: ICC-01/11-01/11
Date: 10 January 2012

PRE-TRIAL CHAMBER I

Before: Judge Sanji Mmasenono Monageng, Presiding Judge
Judge Sylvia Steiner
Judge Cuno Tarfusser

**SITUATION IN LIBYA
IN THE CASE OF
THE PROSECUTOR *v.*
SAIF AL-ISLAM GADDAFI and ABDULLAH AL-SENUSSI**

Public Document

**Decision on the request of Libya for extension of time limit to submit observations
regarding the arrest of Saif Al-Islam Gaddafi**

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
Ms Fatou Bensouda, Deputy Prosecutor

Counsel for the Defence

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

Mr Xavier-Jean Keïta, Principal Counsel
Ms Melinda Taylor, Counsel

States Representatives

Competent Authorities of Libya

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Others

Pre-Trial Chamber I of the International Criminal Court (“Chamber” and “Court” respectively),

NOTING Resolution 1970, adopted by the United Nations Security Council (“UNSC”) on 26 February 2011,¹ whereby the UNSC referred the situation in Libya since 15 February 2011 to the Prosecutor of the Court;²

NOTING the “Decision on the ‘Prosecutor’s Application Pursuant to Article 58 as to Muammar Mohammed Abu Minyar GADDAFI, Saif Al-Islam GADDAFI and Abdullah AL-SENUSSI’”, issued by the Chamber on 27 June 2011;³

NOTING the Warrant of Arrest for Saif Al-Islam Gaddafi dated 27 June 2011;⁴

NOTING a letter allegedly received from the National Transitional Council, confirming the arrest of Saif Al-Islam Gaddafi on 19 November 2011;⁵

NOTING the “Decision Requesting Libya to file Observations Regarding the Arrest of Saif Al-Islam Gaddafi” dated 6 December 2011;⁶

NOTING the transmission on 9 January 2012, by the Registrar, of the request of Libya for an extension of the time limit to submit observations regarding the arrest of Saif Al-Islam Gaddafi,⁷ wherein the Libyan authorities submit that due to the security situation in Libya, they are not able to meet the deadline and respectfully request an extension of three weeks to start running from 10 January 2012;

¹ S/RES/1970 (2011).

² *Ibid.*, para. 4.

³ ICC-01/11-01/11-1.

⁴ ICC-01/11-01/11-3.

⁵ ICC-01/11-01/11-34-Anx.

⁶ ICC-01/11-01/11-39-Red.

⁷ ICC-01/11-01/11-41-Red.

NOTING regulations 34 and 35 of the Regulations of the Court;

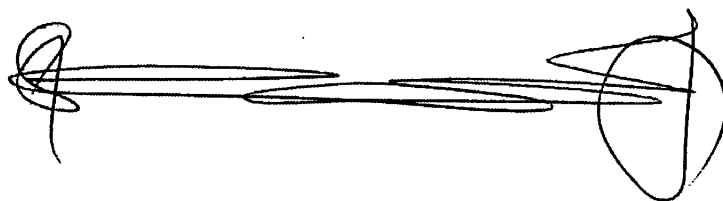
CONSIDERING that given the prevailing political and security situation in Libya, good cause is shown to necessitate the extension of the time limit to submit observations;

CONSIDERING that the length of the extension requested would cause an undue delay in the proceedings and that only a shorter extension is appropriate;

FOR THESE REASONS,

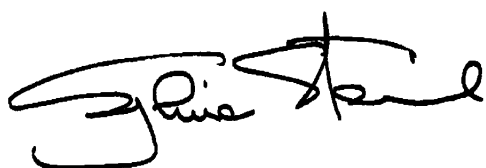
GRANTS the request for an extension of time to Libya, so that its observations regarding the arrest of Saif Al-Islam Gaddafi must be filed by 16:00 on Monday, 23 January 2012.

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



Judge Sanji Mmasenono Monageng

Presiding Judge



Judge Sylvia Steiner



Judge Cuno Tarfusser

Dated this Tuesday, 10 January 2012.

At The Hague, The Netherlands