

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/11-02/11
Date: 30 September 2013

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Single Judge

**SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE
IN THE CASE OF
*THE PROSECUTOR V. CHARLES BLÉ GOUDÉ***

Public

**Decision reclassifying the warrant of arrest against Charles Blé Goudé and
other documents**

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

The Office of the Prosecutor
 Fatou Bensouda, Prosecutor
 James Stewart, Deputy Prosecutor

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 & Deputy Registrar
 Herman von Hebel, Registrar
 Didier Preira, Deputy Registrar

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
 Section**

Other

Judge Silvia Fernández de Gurmendi, Single Judge for Pre-Trial Chamber I (the “Chamber”) of the International Criminal Court (the “Court” or the “ICC”), responsible for carrying out the functions of the Chamber in relation to the situation in the Republic of Côte d’Ivoire and the cases emanating therefrom,¹ hereby issues this decision to unseal the warrant of arrest against Charles Blé Goudé (“Mr Blé Goudé”).

1. On 21 December 2011, Pre-Trial Chamber III issued the “Warrant of Arrest for Charles Blé Goudé”, under seal, *ex parte* Prosecutor and Registry only.² Pre-Trial Chamber III also decided that the warrant of arrest was “to remain under seal, *ex parte* Prosecutor and Registry only, but that it could be communicated as necessary to third parties in order to implement it.³ Pre-Trial Chamber III further stated that it would “consider in due course the reclassification of the warrant of arrest, upon the surrender of Mr Blé Goudé to the ICC”.⁴

2. On 9 January 2012, Pre-Trial Chamber III issued the “Decision on the Prosecutor’s Application Pursuant to Article 58 for a warrant of arrest Charles Blé Goudé” (the “Article 58 Decision”).⁵

3. On 25 September 2013, the Registrar filed the “*Notification du Greffe relative au niveau de confidentialité du mandat d’arrêt à rencontre de Charles Blé Goudé*”.⁶

4. On 27 September 2013, the Prosecutor filed the “Prosecution’s observations as to the current level of confidentiality of the Warrant of Arrest for Charles Blé Goudé”.⁷

¹ ICC-02/11-02/11-9-US.

² ICC-02/11-02/11-1-US-Exp.

³ *Ibid.*, p. 8.

⁴ *Id.*

⁵ ICC-02/11-02/11-3-US-Exp.

⁶ ICC-02/11-02/11-28-US-Exp.

5. The Single Judge notes article 67 of the Rome Statute, and regulation 23 *bis* of the Regulations of the Court.

6. In light of the information provided by the Registrar and the Prosecutor, the Single Judge considers that the current level of classification of the warrant of arrest against Mr Blé Goudé is no longer warranted. Accordingly, the warrant of arrest may be reclassified as “public”.

7. As a consequence, certain other documents in the record of the case may equally be reclassified as “public”. As concerns the Article 58 Decision, the Single Judge considers it appropriate to order the Prosecutor to undertake a review of the information contained in that decision, and to file submissions on whether any redactions are necessary before it is made public.

FOR THESE REASONS, THE SINGLE JUDGE

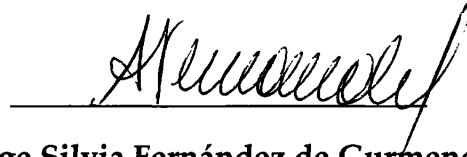
ORDERS the Registrar to reclassify as “public” the following documents:

- ICC-02/11-02/11-1-US-Exp and ICC-02/11-02/11-1-US-Exp-tFRA;
- ICC-02/11-02/11-7-US;
- ICC-02/11-02/11-8-US;
- ICC-02/11-02/11-9-US and ICC-02/11-02/11-9-US-tENG; and

ORDERS the Prosecutor to file in the record of the case, by Friday, 18 October 2013, submissions on whether any redactions to the Article 58 Decision are necessary before it is made public.

⁷ ICC-02/11-02/11-29-US-Exp.

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



Judge Silvia Fernández de Gurmendi

Single Judge

Dated this Monday, 30 September 2013

At The Hague, The Netherlands