

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/12-01/15
Date: 31 October 2016

TRIAL CHAMBER VIII

Before: Judge Raul C. Pangalangan, Single Judge

SITUATION IN THE REPUBLIC OF MALI

IN THE CASE OF *THE PROSECUTOR v. AHMAD AL FAQI AL MAHDI*

Public

Decision on Application by the United Nations Educational, Scientific and Cultural Organization ('UNESCO') to Submit *Amicus Curiae* Observations

To be notified, in accordance with Regulation 31 of the *Regulations of the Court*, to:

The Office of the Prosecutor

Ms Fatou Bensouda

Mr James Stewart

Mr Gilles Dutertre

Counsel for the Defence

Mr Mohamed Aouini

Mr Jean-Louis Gilissen

Legal Representative of Victims

Mr Mayombo Kassongo

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**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Ms Isabel Guibal

Others

UNESCO

Judge Raul C. Pangalangan, acting as Single Judge on behalf of Trial Chamber VIII ('Single Judge' and 'Chamber', respectively) of the International Criminal Court issues the following 'Decision on Application by the United Nations Educational, Scientific and Cultural Organization ('UNESCO') to Submit *Amicus Curiae* Observations, in the case of *The Prosecutor v. Ahmad Al Faqi Al Mahdi*, having regard to Rule 103 of the Rules of Procedure and Evidence.

1. On 29 September 2016, the Chamber issued the Reparations Phase Calendar setting 21 October 2016 as the deadline for filing applications to submit *amicus curiae* observations on reparations related issues.¹
2. On 21 October 2016, by way of email, the Chamber granted the UNESCO an extension of time of one week to submit its application.²
3. On 28 October 2016, the UNESCO filed a request seeking leave to make observations on reparations related issues, in particular on the importance of international cultural heritage generally and the harm caused to the international community by the crime Mr Al Mahdi was convicted of ('Request').³
4. The Single Judge is satisfied that UNESCO has relevant expertise and that its observations will assist the Chamber in its determination of reparations.⁴ Accordingly, he grants the requests. In line with the Reparations Phase Calendar,⁵ such observations shall be submitted by 2 December 2016 and shall not exceed 50 pages.

¹ ICC-01/12-01/15-172, para. 2(iii).

² Email from UNESCO to Chamber (via Registry) on 21 October 2016 at 17:38; Email from Chamber to UNESCO (via Registry) on 21 October 2016 at 17:47 granting the request.

³ Application by the United Nations Educational, Scientific and Cultural Organization ('UNESCO') to submit observations pursuant to Article 75(3) of the Rome Statute and Rule 103 of the Rules of Procedure and Evidence, ICC-01/12-01/15-179.

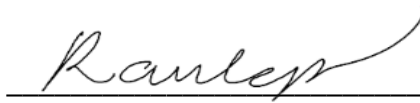
⁴ Request, ICC-01/12-01/15-179, para. 4.

⁵ Reparations Phase Calendar, ICC-01/12-01/15-172, para. 2(iii).

FOR THE FOREGOING REASONS, THE SINGLE JUDGE HEREBY

GRANTS the Request, in line with paragraph 4 above.

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

A handwritten signature in cursive script, appearing to read 'Raul C. Pangalangan', is written above a solid horizontal line.

Judge Raul C. Pangalangan, Single Judge

Dated 31 October 2016

At The Hague, The Netherlands