



Original: English

No. ICC-02/05-01/09 OA2

Date: 30 August 2018

THE APPEALS CHAMBER

Before: **President Chile Eboe-Osuji, Presiding Judge**
Judge Howard Morrison
Judge Piotr Hofma ski
Judge Luz del Carmen Ibáñez Carranza
Judge Solomy Balungi Bossa

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
THE PROSECUTOR v. OMAR HASSAN AHMAD AL-BASHIR**

Public document

**Revised order on the conduct of the hearing before the Appeals Chamber
in the Jordan Referral re Al-Bashir Appeal**

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

The Office of the Prosecutor
Ms Fatou Bensouda, Prosecutor
Ms Helen Brady

States Representatives
Competent authorities of the Hashemite
Kingdom of Jordan

Amici curiae

The African Union

The League of Arab States

Ms Annalisa Ciampi

Ms Paola Gaeta

Ms Yolanda Gamarra

Mr Claus Kreß

Ms Flavia Lattanzi

Mr Konstantinos D. Magliveras

Mr Michael A. Newton

Mr Roger O'Keefe

Mr Darryl Robinson, Mr Robert Cryer, Ms Margaret deGuzman, Ms Fannie Lafontaine, Ms Valerie Oosterveld, and Mr Carsten Stahn

Mr Nicholas Tsagourias

Mr Andreas Zimmermann

REGISTRY

Registrar
Mr Peter Lewis

The Appeals Chamber of the International Criminal Court,

In the appeal of the Hashemite Kingdom of Jordan against the decision of Pre-Trial Chamber II entitled ‘Decision under article 87(7) of the Rome Statute on the non-compliance by Jordan with the request by the Court for the arrest and surrender of [f] Omar Al-Bashir’ of 11 December 2017 (ICC-02/05-01/09-309),

Noting the ‘Order on the conduct of the hearing before the Appeals Chamber in the Jordan Referral re Al-Bashir Appeal’ of 27 August 2018 (ICC-02/05-01/09-379), rescheduling the hearing to take place between 10 September 2018 and 13 September 2018,

Having before it the ‘Transmission of a Note Verbale from the Embassy of the Hashemite Kingdom of Jordan dated 29 August 2018’ (ICC-02/05-01/09-380), wherein the Hashemite Kingdom of Jordan requests, *inter alia*, an extension of time to present its position,

Having before it the ‘Prosecution’s Response to the *Note Verbale* submitted by the Embassy of the Hashemite Kingdom of Jordan to the Netherlands to the Registry concerning the order on the conduct of the hearing in the Jordan Referral re Al-Bashir Appeal’ of 30 August 2018 (ICC-02/05-01/09-381), wherein the Prosecutor does not oppose the request and seeks a corresponding extension of time in the interests of fairness.

Issues the following

ORDER

1. The Appeals Chamber finds it appropriate to grant the Hashemite Kingdom of Jordan an extension of time to present its position, as well as a corresponding extension of time to the Prosecutor to present her position, and hereby revises the schedule of the hearing from four days (10 - 13 September 2018) to five days (including Friday, 14 September 2018).
2. The Hashemite Kingdom of Jordan and the Prosecutor shall each have:
 - i. 45 minutes to make submissions on Group A;

- ii. 45 minutes to make submissions on Group B; and
 - iii. 25 minutes to make submissions on Group C.
3. Further information concerning the hearing, such as the confirmed list of speakers and scheduling details, shall be provided to the parties and the *amici curiae* in due course.

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



President Chile Eboe-Osuji
Presiding Judge

Dated this 30th day of August 2018

At The Hague, The Netherlands