

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No. ICC-01/09-01/11 OA 3 OA 4

Date: 2 February 2012

THE APPEALS CHAMBER

Before:
Judge Akua Kuenyehia, Presiding Judge
Judge Sang-Hyun Song
Judge Erkki Kourula
Judge Anita Ušacka
Judge Daniel David Ntanda Nsereko

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

Order on the filing of a response to requests for suspensive effect

No: ICC-01/09-01/11 OA 3 OA 4

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

The Office of the Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Fabricio Guariglia

Counsel for William Samoei Ruto
Mr Kioko Kilukumi Musau
Mr David Hooper

Legal Representative of Victims
Ms Sureta Chana

Counsel for Mr Joshua Arap Sang
Mr Joseph Kipchumba Kigen-Katwa
Mr Joel Kimutai Bosek

REGISTRY

Registrar
Ms Silvana Arbia



The Appeals Chamber of the International Criminal Court,

In the appeals of Mr William Samoei Ruto and Mr Joshua Arap Sang, under article 82 (1) (a) of the Statute, against the decision of Pre-Trial Chamber II entitled “Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute” of 23 January 2012 (ICC-01/09-01/11-373),

Having before it the “Articles 19(6) and 82(1)(a) Appeal by the Defence for Mr. Ruto on Jurisdiction” of 30 January 2012 (ICC-01/09-01/11-374) and the “Articles 19(6) and 82(1)(a) Appeal by the Defence for Mr. Sang on Jurisdiction” of 30 January 2012 (ICC-01/09-01/11-375), in which requests for suspensive effect are made,

Issues the following

ORDER

The Prosecutor may respond to the above-mentioned requests for suspensive effect by noon on Thursday, 9 February 2012.

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



Judge Akua Kuenyehia
Presiding Judge

Dated this 2nd day of February 2012

At The Hague, The Netherlands