



## FACTS AND FIGURES

**ESTABLISHED** by an international treaty (the Rome Statute), which entered into force on 1 July 2002.

**123 STATES** are parties to the Rome Statute (effective as of 26 November 2019). Of these, 33 are from Africa, 19 from the Asia Pacific, 18 from Eastern Europe, 28 from Latin America and the Caribbean, as well as 25 from Western Europe and North America.

**4 CRIMES** within the Court's jurisdiction: The most serious crimes of concern to the international community, namely genocide, crimes against humanity and war crimes committed after 1 July 2002, as well as the crime of aggression (as of 17 July 2018).

**18 JUDGES** are elected for 9 years by the Assembly of States Parties, and assigned into Pre-Trial, Trial and Appeals Chambers.

**PRESIDENT** Judge Piotr Hofmański

**PROSECUTOR** Mr Karim A.A. Khan KC

**REGISTRAR** Mr Osvaldo Zavala Giler

**900 STAFF MEMBERS** From approximately 100 States.

**6 OFFICIAL LANGUAGES** English, French, Arabic, Chinese, Russian and Spanish.

**2 WORKING LANGUAGES** English and French.

**HEADQUARTERS** are in The Hague, The Netherlands.

**EXTERNAL REPRESENTATIONS:** ICC Liaison Office to the United Nations in New York and 7 Country Offices: Kinshasa and Bunia (Democratic Republic of the Congo, "DRC"); Kampala (Uganda); Bangui (Central African Republic, "CAR"); Abidjan (Côte d'Ivoire); Tbilisi (Georgia); Bamako (Mali); and Kyiv (Ukraine).

**17 INVESTIGATIONS:** The Office of the Prosecutor is investigating situations in Uganda, the DRC, Darfur (Sudan), Kenya, Libya, Côte d'Ivoire, Central African Republic (I and II), Mali, Georgia, Burundi, Bangladesh/Myanmar, Afghanistan, Palestine, Philippines, Venezuela I and Ukraine.

**3 PRELIMINARY EXAMINATIONS:** The Office of the Prosecutor monitors the situations of Nigeria, Venezuela II and DRC II.

**40 ARREST WARRANTS:** 21 warrants have been implemented and 7 warrants were withdrawn following the death of the suspects.

**31 CASES** have been brought before the Court.

**9 SUMMONSES TO APPEAR:** All 9 appeared voluntarily before the Court; they are not in custody.

**6 PERSONS IN CUSTODY:**

CAR II: Mahamat Said Abdel Kani, Alfred Yekatom, and Patrice-Edouard Ngaïssona;

Mali: Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud; Uganda: Dominic Ongwen;

Darfur (Sudan): Ali Muhammad Ali Abd-Al-Rahman

**AT LARGE:** 15 suspects

**PROGRAMME BUDGET FOR 2023:** €169,649,200

The ICC relies on the cooperation of states and international organisations in the implementation of its arrest warrants

## CASE UPDATES

### SITUATION IN UGANDA

5 warrants of arrest (3 withdrawn) | 1 accused in custody | 1 suspect at large | 2 cases

The situation was referred to the ICC by the Ugandan government in December 2003. The Prosecutor opened an investigation in July 2004.

## THE PROSECUTOR V. JOSEPH KONY (PRE-TRIAL STAGE)

As top member of the Lord's Resistance Army (LRA), Joseph Kony is suspected of crimes against humanity and war crimes allegedly committed in Uganda since July 2002. The suspect is not in ICC custody. The case also involved Raska Lukwiya, Okot Odhiambo and Vincent Otti but proceedings were terminated due to their passing.

## THE PROSECUTOR V. DOMINIC ONGWEN (REPARATIONS STAGE)

On 4 February 2021, Dominic Ongwen, former Brigade Commander of the LRA's Sinia Brigade, was found guilty of 61 crimes against humanity and war crimes, committed in Northern Uganda between 1 July 2002 and 31 December 2005. On 6 May 2021, Trial Chamber IX sentenced him to 25 years of imprisonment. The period of his detention at the ICC will be deducted from the total time of imprisonment imposed. On 15 December 2022, the Appeals Chamber confirmed the decisions on Mr Ongwen's guilt and sentence, which are now final. The ICC Presidency shall designate a State of enforcement for the sentence. In the meantime, Mr Ongwen will remain in the ICC detention centre. Furthermore, a phase dedicated to the reparations to victims is ongoing.

## SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO (DRC)

7 warrants of arrest | 0 accused in custody | 1 suspect at large | 6 cases

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The situation was referred to the ICC by the DRC government in April 2004. The Prosecutor opened an investigation in June 2004.

## THE PROSECUTOR V. THOMAS LUBANGA DYILO (REPARATIONS STAGE)

Thomas Lubanga Dyilo was found guilty on 14 March 2012, as co-perpetrator, of committing the war crimes of the enlistment and conscription of children under the age of 15 into the *Force patriotiques pour la libération du Congo* and using them to participate actively in hostilities between September 2002 and August 2003. On 10 July 2012, he was sentenced to 14 years of imprisonment. The time spent in ICC custody was deducted. On 1 December 2014, the Appeals Chamber confirmed the verdict and sentence. On 7 August 2012, Trial Chamber I issued a decision on the principles and the process for reparations to victims. On 3 March 2015, the Appeals Chamber amended the Trial Chamber's order for reparations and instructed the Trust Fund for Victims (TFV) to present a draft implementation plan for collective reparations to a newly constituted Chamber. The TFV presented the plan on 3 November 2015. On 9 February 2016, Trial Chamber II ordered the TFV to add information to the plan. On 21 October 2016, Trial Chamber II approved and ordered to start the implementation of a TFV plan for symbolic collective reparations. On 15 December 2017, Trial Chamber II set the amount of Mr Lubanga's liability for collective reparations at USD 10,000,000. This decision was confirmed in appeals on 18 July 2019. On 4 March 2021, Trial Chamber II issued a public redacted version of its decision of 14 December 2020, approving the implementation of collective service-based reparations to victims. On 19 December 2015, Mr Lubanga was transferred to a DRC prison to serve his sentence, which he completed on 15 March 2020.

## THE PROSECUTOR V. GERMAIN KATANGA (REPARATIONS STAGE)

On 7 March 2014, Germain Katanga was found guilty as an accessory of one count of crime against humanity (murder) and four counts of war crimes (murder, attacking a civilian population, destruction of property and pillaging) committed on 24 February 2003 during an attack on the village of Bogoro, in Ituri (DRC). He was acquitted of the other charges. On 23 May 2014, Mr Katanga was sentenced to 12 years' imprisonment. The time spent in ICC detention was deducted. On 25 June 2014, the Defence and the Prosecution discontinued their appeals against the judgment. On 13 November 2015, three Appeals Chamber judges reviewed Mr Katanga's sentence and reduced it. On 19 December 2015, Mr Katanga was transferred to a DRC prison to serve his sentence, which he completed on 18 January 2016. On 24 March 2017, Trial Chamber II awarded individual and collective reparations to the victims. Because of Mr Katanga's indigence, the TFV was invited to consider using its resources for the reparations and to present an implementation plan. On 8 March 2018, the Appeals Chamber confirmed, for the most part, the Reparations Order.

## THE PROSECUTOR V. MATHIEU NGUDJOLO CHUI (ACQUITTAL FINAL)

Mathieu Ngudjolo Chui was acquitted, on 18 December 2012, of three counts of crimes against humanity and seven counts of war crimes allegedly committed on 24 February 2003 during an attack on the village of Bogoro, in Ituri (DRC). On 21 December 2012, he was released from custody. On 27 February 2015, the Appeals Chamber confirmed the acquittal.

## THE PROSECUTOR V. BOSCO NTAGANDA (REPARATIONS STAGE)

On 8 July 2019, ICC Trial Chamber VI found Bosco Ntaganda guilty, beyond reasonable doubt, of 18 counts of war crimes and crimes against humanity, committed in Ituri, DRC, in 2002-2003. On 7 November 2019, Bosco Ntaganda was sentenced to 30 years of imprisonment. On 30 March 2021, the Appeals Chamber confirmed the conviction and the sentence. On 8 March 2021, Trial Chamber VI delivered its Order on Reparations. On 12 September 2022, the Appeals Chamber issued its appeals judgment

and remanded several issues for the Trial Chamber to issue a new reparations order. On 14 July 2023, Trial Chamber II delivered an Addendum to the Reparations Order of 8 March 2021. On 14 December 2022, Mr Ntaganda was transferred to Belgium to serve his sentence.

## THE PROSECUTOR V. CALLIXTE MBARUSHIMANA (CHARGES DECLINED)

Callixte Mbarushimana, alleged Executive Secretary of the *Forces Démocratiques pour la Libération du Rwanda - Forces Combattantes Abacunguzi* was charged with crimes against humanity and war crimes allegedly committed in the Kivus in 2009. On 16 December 2011, Pre-Trial Chamber I declined to confirm the charges against him. On 23 December 2011, he was released from custody. On 30 May 2012, the decision was confirmed in appeals.

## THE PROSECUTOR V. SYLVESTRE MUDACUMURA (PRE-TRIAL STAGE)

Sylvestre Mudacumura, alleged Supreme Commander of the FDLR-FCA, is suspected of nine counts of war crimes allegedly committed from 20 January 2009 to the end of September 2010 in the Kivus. The suspect is not in ICC custody

## SITUATION IN DARFUR, SUDAN

7 warrants of arrest | 3 summonses to appear | 1 suspect in custody | 4 suspects at large | 6 cases

The situation was referred to the ICC by the United Nations (UN) Security Council's resolution 1593 of 31 March 2005. The Prosecutor opened an investigation in June 2005.

## THE PROSECUTOR V. ALI MUHAMMAD ALI ABD-AL-RAHMAN (TRIAL STAGE)

The first warrant of arrest delivered on 27 April 2007 and the second warrant published on 11 June 2020 against Ali Muhammad Ali Abd-Al-Rahman list 53 counts of war crimes and crimes against humanity allegedly committed in Darfur (Sudan). Mr Abd-Al-Rahman was transferred to the ICC's custody on 9 June 2020, after his voluntary surrender in the Central African Republic. His initial appearance before the ICC took place on 15 June 2020. On 9 July 2021, Pre-Trial Chamber II confirmed all the charges of war crimes and crimes against humanity brought by the Prosecutor against Mr Abd-Al-Rahman and committed him to trial. On 5 April 2022, the trial opened before Trial Chamber I and is currently ongoing.

## THE PROSECUTOR V. AHMAD MUHAMMAD HARUN ("AHMAD HARUN") (PRE-TRIAL STAGE)

Former Minister of State for the Interior Ahmad Harun is suspected of crimes against humanity and war crimes allegedly committed in Darfur in 2003 and 2004. The suspect is not in the Court's custody.

## THE PROSECUTOR V. OMAR HASSAN AHMAD AL BASHIR (PRE-TRIAL STAGE)

Former Sudanese President Omar Al Bashir is charged with five counts of crimes against humanity (murder, extermination, forcible transfer, torture and rape), two counts of war crimes (intentionally directing attacks against a civilian population as such or against individual civilians not taking part in hostilities, and pillaging), and three counts of genocide allegedly committed against the Fur, Masalit and Zaghawa ethnic groups in Darfur, Sudan, from 2003 to 2008. The suspect is not in ICC custody.

## THE PROSECUTOR V. BAHAR IDRIS ABU GARDA (CHARGES DECLINED)

Bahar Idriss Abu Garda, chairman and general coordinator of military operations of the United Resistance Front, was charged with three counts of war crimes allegedly committed in an attack against the African Union (AU) Peacekeeping Mission in Sudan on 29 September 2007. On 8 February 2010, Pre-Trial Chamber I declined to confirm the charges due to insufficient evidence.

## THE PROSECUTOR V. ABDALLAH BANDA ABAKAER NOURAIN (TRIAL STAGE)

Abdallah Banda faces three charges of war crimes (violence to life in the form of murder, whether committed or attempted; intentionally directing attacks against personnel, installations, material, units or vehicles involved in a peacekeeping mission; and pillaging) allegedly committed in an attack carried out on 29 September 2007 against the AU Peacekeeping Mission in Sudan. The case initially involved Saleh Mohammed Jerbo Jamus but proceedings against him were terminated on 4 October 2013 due to his passing. On 11 September 2014, Trial Chamber IV issued an arrest warrant against Mr Banda and vacated the trial date, directing the Registry to transmit the requests for arrest and surrender to any State on whose territory Mr Banda may be found. On 3 March 2015, Mr Banda's appeal against the decision replacing the summons by an arrest warrant was rejected.

## THE PROSECUTOR V. ABDEL RAHEEM MUHAMMAD HUSSEIN (PRE-TRIAL STAGE)

Abdel Raheem Muhammad Hussein, former Minister of Sudan National Defence and former Minister of the Interior and former Sudanese President's Special Representative in Darfur, is charged with seven counts of crimes against humanity (persecution, murder, forcible transfer, rape, inhumane acts, imprisonment or severe deprivation of liberty and torture) and six

counts of war crimes (murder, attacks against civilian population, destruction of property, rape, pillaging and outrage upon personal dignity) allegedly committed in Darfur from 2002 on. The suspect is not in ICC custody.

## SITUATION IN THE CENTRAL AFRICAN REPUBLIC (CAR)

2 warrants of arrest | 0 accused in custody | 0 suspects at large | 2 cases

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The situation was referred to the ICC by the CAR government in December 2004. The Prosecutor opened an investigation in May 2007. On 16 December 2022, the Prosecutor announced that the investigation phase in the CAR situation has been concluded.

### THE PROSECUTOR V. JEAN-PIERRE BEMBA GOMBO (CASE CLOSED)

On 8 June 2018, the Appeals Chamber decided, by majority, to acquit Jean-Pierre Bemba Gombo, alleged President and Commander-in-chief of the *Mouvement de libération du Congo* [Movement for the Liberation of Congo] (MLC), from the charges of war crimes and crimes against humanity allegedly committed in CAR from on or about 26 October 2002 to 15 March 2003. The Chamber indicated that there was no reason to continue Mr Bemba's detention in this case.

### THE PROSECUTOR V. JEAN-PIERRE BEMBA GOMBO, AIMÉ KILOLO MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDÈLE BABALA WANDU AND NARCISSE ARIDO (APPEALS STAGE)

On 19 October 2016, Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidèle Babala Wandu and Narcisse Arido were found guilty of offences against the administration of justice related to intentionally corruptly influencing witnesses and soliciting false testimonies of defence witnesses in the other ICC case against Mr Bemba. On 22 March 2017, Trial Chamber VII delivered the sentences. On 8 March 2018, the Appeals Chamber confirmed the convictions for most of the charges. But it acquitted Mr Bemba, Mr Kilolo and Mr Mangenda of the charge of presenting evidence that a party knows is false or forged. The convictions and acquittals in relation to the five accused are now final. As for the sentences, the Appeals Chamber rejected the appeals of Mr Bemba, Mr Babala and Mr Arido; the sentences imposed on Mr Babala and Mr Arido are now final. But the Appeals Chamber reversed the sentences of Mr Bemba, Mr Mangenda and Mr Kilolo and remanded the matter to the Trial Chamber for a new determination, which was made on 17 September 2018. On 12 June 2018, Trial Chamber VII ordered interim release under specific conditions for Mr Bemba. The imprisonment sentences were served.

## SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

5 warrants of arrest | 3 suspects in custody | 1 suspect at large | 3 cases

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On 30 May 2014, the Prosecutor received a referral from the CAR authorities regarding alleged crimes in CAR since 1 August 2012. On 24 September 2014, the Prosecutor opened a second investigation in CAR regarding crimes allegedly committed since 2012. On 16 December 2022, the Prosecutor announced that, beyond the cases pending before the ICC, the investigation phase in the CAR situation has been concluded.

### THE PROSECUTOR V. ALFRED YEKATOM AND PATRICE-EDOUARD NGAÏSSONA (TRIAL STAGE)

On 11 December 2019, Pre-Trial Chamber II partially confirmed the charges of war crimes and crimes against humanity brought by the Prosecutor against Alfred Yekatom and Patrice-Edouard Ngaïssona and committed them to trial. The decision's redacted version was published on 20 December 2019. The trial opened on 16 -18 February 2021 before Trial Chamber V. The suspects are in ICC's custody.

### THE PROSECUTOR V. MAHAMAT SAID ABDEL KANI (TRIAL STAGE)

Mahamat Said Abdel Kani was surrendered to the ICC on 24 January 2021 for war crimes and crimes against humanity allegedly committed in Bangui (CAR) in 2013. The initial appearance of Mr Said before the ICC took place on 28 and 29 January 2021. The confirmation of charges hearing took place from 12 to 14 October 2021. On 9 December 2021, Pre-Trial Chamber II partially confirmed the charges of crimes against humanity and war crimes brought by the Prosecutor against Mr Said and committed him to trial. The trial opened on 26 September 2022. Mr Said is in ICC custody.

### THE PROSECUTOR V. MAXIME JEOFFROY ELI MOKOM GAWAKA (CHARGES WITHDRAWN)

Maxime Jeoffroy Eli Mokom Gawaka was surrendered to the ICC on 14 March 2022 for war crimes and crimes against humanity allegedly committed in various locations in CAR between at least 5 December 2013 and at least December 2014. On 17 October 2023, Pre-Trial Chamber II terminated the proceedings in this case following the Prosecution's notice of withdrawal of the charges against Mr Mokom. Mr. Mokom was released from the ICC detention on the same day.

## MAHAMAT NOURADINE ADAM (AT LARGE)

On 28 July 2022, Pre-Trial Chamber II issued the public redacted version of the Warrant of Arrest against Mahamat Nouradine Adam for alleged war crimes and crimes against humanity in the context of the situation in the Central African Republic II. The Warrant of Arrest had originally been issued under seal on 7 January 2019. The suspect is not in ICC custody.

## SITUATION IN KENYA

6 summonses to appear | 3 arrest warrants | 0 accused in custody | 2 suspects at large | 5 cases

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On 31 March 2010, Pre-Trial Chamber II authorised the Prosecutor to open an investigation in the situation in the Republic of Kenya, in relation to the 2007-2008 post-election violence in that country.

### THE PROSECUTOR V. WILLIAM SAMOEI RUTO AND JOSHUA ARAP SANG (CASE TERMINATED)

William Samoei Ruto and Joshua Arap Sang faced three counts of crimes against humanity allegedly committed in the context of the 2007-2008 post-election violence in Kenya. On 5 April 2016, Trial Chamber V(A) terminated the case against them.

### THE PROSECUTOR V. UHURU MUIGAI KENYATTA (CHARGES WITHDRAWN)

Uhuru Kenyatta faced five counts of crimes against humanity allegedly committed in the context of the 2007-2008 post-election violence in Kenya. On 13 March 2015, Trial Chamber V(B) terminated the proceedings in the case and vacated the summons to appear against Mr Kenyatta.

### THE PROSECUTOR V. WALTER OSAPIRI BARASA (PRE-TRIAL STAGE)

Walter Osapiri Barasa is charged with three counts of offences against the administration of justice, namely corruptly influencing, or attempting to, corruptly influencing three ICC witnesses. The suspect is not in the Court's custody.

### THE PROSECUTOR V. PHILIP KIPKOECH BETT (PRE-TRIAL STAGE)

Philip Kipkoech Bett is suspected of offences against the administration of justice, namely corruptly influencing Prosecution witnesses. His initial appearance at the ICC took place on 6 November 2020. Mr Bett is not in ICC custody.

### THE PROSECUTOR V. PAUL GICHERU (CASE TERMINATED)

Paul Gicheru was suspected of offences against the administration of justice, namely corruptly influencing Prosecution witnesses. His trial opened on 15 February 2022 and closing statements took place on 27 June 2022. On 14 October 2022, Trial Chamber III terminated proceedings against Mr. Gicheru following the confirmation of his passing.

## SITUATION IN LIBYA

5 warrants of arrest (4 withdrawn) | 0 accused in custody | 1 suspect not in ICC custody | 3 cases

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On 26 February 2011, the UN Security Council decided unanimously in its resolution 1970 to refer the situation in the Libya since 15 February 2011 to the ICC. On 3 March 2011, the ICC Prosecutor opened an investigation in the Libya situation.

### THE PROSECUTOR V. SAIF AL-ISLAM GADDAFI (PRE-TRIAL STAGE)

Saif Al-Islam Gaddafi is charged with two counts of crimes against humanity (murder and persecution) allegedly committed across Libya from 15 until at least 28 February 2011. On 31 May 2013, Pre-Trial Chamber I rejected Libya's challenge to the case's admissibility and reminded Libya of its obligation to surrender Mr Gaddafi to the ICC. On 21 May 2014, this decision was confirmed in appeals. The suspect is not in ICC custody. An arrest warrant was also issued for Abdullah Al-Senussi, but, on 11 October 2013, Pre-Trial Chamber I decided this case was inadmissible before the ICC as it was subject to domestic proceedings by the competent Libyan authorities and Libya was willing and able to genuinely carry out this investigation. On 24 July 2014, this decision was confirmed in appeals and ICC proceedings for Mr Al-Senussi ended. An arrest warrant was also issued for Muammar Mohammed Abu Minyar Gaddafi but his case was terminated on 22 November 2011, due to his passing.

### THE PROSECUTOR V. AL-TUHAMY MOHAMED KHALED (CASE CLOSED)

Al-Tuhamy Mohamed Khaled was charged with four crimes against humanity (imprisonment, torture, persecution, and other inhumane acts) allegedly committed in Libya from 15 February 2011 until 24 August 2011, and three war crimes (torture, cruel treatment and outrages upon personal dignity) allegedly committed in Libya from at least early March 2011 to 24 August 2011. On 7 September 2022, Pre-trial Chamber I terminated proceedings against the suspect, following the Prosecution's notification of his passing.

## THE PROSECUTOR V MAHMOUD MUSTAFA BUSAYF AL-WERFALLI (CASE CLOSED)

Mahmoud Mustafa Busayf Al-Werfalli was charged with the commission of murder as a war crime in the context of seven incidents, involving 33 persons, from on or before 3 June 2016 until on or about 17 July 2017 in Benghazi or surrounding areas, in Libya. On 15 June 2022, ICC Pre-trial Chamber I terminated proceedings against Mr Al-Werfalli, following the Prosecution's notification of his passing.

## SITUATION IN CÔTE D'IVOIRE

3 warrants of arrest | 0 persons in custody | 0 suspect not in ICC custody | 2 cases

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On 3 October 2011, Pre-Trial Chamber III authorised the Prosecutor to open investigations in Côte d'Ivoire concerning alleged crimes within the ICC's jurisdiction, committed since 28 November 2010, and future crimes that may be committed in this situation. On 22 February 2012, the Chamber expanded its authorisation to include crimes within the ICC's jurisdiction allegedly committed between 19 September 2002 and 28 November 2010. Côte d'Ivoire accepted ICC's jurisdiction on 18 April 2003. This was reconfirmed by the Ivoirian Presidency on 14 December 2010 and 3 May 2011. On 15 February 2013, Côte d'Ivoire ratified the Rome Statute.

## THE PROSECUTOR V. LAURENT GBAGBO AND CHARLES BLÉ GOUDÉ (CASE CLOSED)

Laurent Gbagbo and Charles Blé Goudé were accused of four counts of crimes against humanity allegedly committed in Côte d'Ivoire in 2010 and 2011. On 15 January 2019, Trial Chamber I acquitted Mr Gbagbo and Mr Blé Goudé from all charges of crimes against humanity. On 16 July 2019, Trial Chamber I issued the full reasons for its decision. On 16 September 2019, the Prosecution filed a notice of appeal. On 31 March 2021, the Appeals Chamber confirmed, by majority, the acquittal decision. The Chamber revoked all conditions on the release of Mr Gbagbo and Mr Blé Goudé and directed the ICC Registrar to make arrangements for their safe transfer to a receiving State or States.

## THE PROSECUTOR V. SIMONE GBAGBO (CHARGES WITHDRAWN)

Simone Gbagbo was charged with four charges of crimes against humanity (murder, rape and other sexual violence, persecution, and other inhuman acts) allegedly committed during post-electoral violence in Côte d'Ivoire between 16 December 2010 and 12 April 2011. On 19 July 2021, Pre-Trial Chamber II granted the Prosecution's request to vacate the warrant of arrest against Ms Gbagbo and ordered that it ceases to have effect.

## SITUATION IN MALI

2 warrants of arrest | 1 suspect in custody | 2 cases

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The situation in Mali was referred to the ICC by the Malian Government on 13 July 2012. On 16 January 2013, the Prosecutor opened an investigation into alleged crimes committed on the territory of Mali since January 2012.

## THE PROSECUTOR V. AHMAD AL FAQI AL MAHDI (REPARATIONS STAGE)

Ahmad Al Faqi Al Mahdi's trial took place on 22-24 August 2016. Mr Al Mahdi made an admission of guilt. On 27 September 2016, he was found guilty as a co-perpetrator of the war crime of intentionally directing attacks against religious and historic buildings in Timbuktu, Mali, in June and July 2012. He was sentenced to nine years' imprisonment. The time spent in detention was deducted. On 17 August 2017, Trial Chamber VIII issued its Order for Reparations to victims. On 8 March 2018, this Order was confirmed, for the most part, in appeals. On 29 August 2018, Mr Al Mahdi was transferred to the United Kingdom to serve his sentence. On 25 November 2021, a panel of three judges of the Appeals Chamber decided to reduce Mr Al Mahdi's nine year sentence of imprisonment by two years. The sentence was completed on 18 September 2022.

## THE PROSECUTOR V. AL HASSAN AG ABDOUL AZIZ AG MOHAMED AG MAHMOUD (TRIAL STAGE)

On 30 September 2019, Pre-Trial Chamber I issued a confidential decision confirming the charges of war crimes and crimes against humanity against Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud, allegedly committed in 2012 and 2013 in Timbuktu, Mali. The redacted version was published on 13 November 2019. The trial opened on 14 and 15 July 2020. On 8 February 2023, Trial Chamber X declared the closure of the submission of evidence in this case. The closing statements of parties and participants took place from 23 to 25 May 2023. The judges have started their deliberations and the judgment will be pronounced in due course. Mr Al Hassan is in ICC custody.

## SITUATION IN GEORGIA

3 warrants of arrest | 0 suspects in custody

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On 27 January 2016, Pre-Trial Chamber I authorised the Prosecutor to proceed with an investigation for the crimes within the ICC jurisdiction, allegedly committed in and around South Ossetia, Georgia, between 1 July and 10 October 2008. On 16 December 2022, the Prosecutor announced that, beyond the cases pending before the ICC, the investigation phase in the situation in Georgia has been concluded.

### MIKHAIL MAYRAMOVICH MINDZAEV, GAMLET GUCHMAZOV AND DAVID GEORGIYEVICH SANAKOEV (AT LARGE)

On 30 June 2022, Pre-Trial Chamber I issued the public redacted versions of arrest warrants for three individuals (issued under seal on 24 June 2022): Mr Mikhail Mayramovich Mindzaev, Mr Gamlet Guchmazov and Mr David Georgiyevich Sanakoev, who are suspected of war crimes allegedly committed during the 2008 armed conflict between Russia and Georgia. The suspects are not in ICC custody.

## SITUATION IN BURUNDI

On 25 October 2017, Pre-Trial Chamber III authorised the Prosecutor to open an investigation regarding crimes within the ICC jurisdiction allegedly committed in Burundi or by nationals of Burundi outside Burundi since 26 April 2015 until 26 October 2017. The Prosecutor is authorised to extend his investigation to crimes committed before 26 April 2015 or after 26 October 2017 if certain legal requirements are met.

## SITUATION IN BANGLADESH/MYANMAR

On 14 November 2019, Pre-Trial Chamber III authorised the Prosecutor to proceed with an investigation for alleged crimes within the ICC's jurisdiction in the Situation in the People's Republic of Bangladesh/Republic of the Union of Myanmar. This authorisation follows the Prosecutor's request submitted on 4 July 2019.

## SITUATION IN AFGHANISTAN

On 5 March 2020, the Appeals Chamber authorised the Prosecutor to open an investigation into alleged crimes under the ICC's jurisdiction in the situation of the Islamic Republic of Afghanistan. The Prosecutor is authorised to investigate, within the parameters identified in the Prosecutor's request of 20 November 2017, the crimes allegedly committed on Afghanistan's territory since 1 May 2003, and other alleged crimes that have a nexus to the armed conflict in Afghanistan and are sufficiently linked to the Afghanistan situation and were committed on the territory of other States Parties to the Rome Statute since 1 July 2002. On 15 April 2020, the Prosecution notified the Chamber of the Government of Afghanistan's request of 26 March 2020 seeking a deferral, pursuant to article 18(2) of the Rome Statute of the Prosecution's investigation into the Afghanistan Situation. On 27 September 2021, the Prosecution requested authorisation to resume its investigation under article 18(2) of the Statute. On 31 October 2022, Pre-Trial Chamber II authorised the Prosecution to resume investigations, considering that Afghanistan is not presently carrying out genuine investigations in a manner that would justify a deferral of the Court's investigations and that Afghanistan authorities are not showing an interest to pursue the deferral request it submitted on 26 March 2020. On 4 April 2023, the Appeals Chamber issued its Judgment on the Prosecutor's appeal amending the Pre-Trial Chamber II's decision to align with the scope of the Prosecutor's investigation in the Afghanistan situation as previously determined by the Appeals Chamber.

## SITUATION IN PALESTINE

On 1 January 2015, the Government of Palestine lodged a declaration under article 12(3) of the Rome Statute accepting the ICC jurisdiction over alleged crimes committed "in the occupied Palestinian territory, including East Jerusalem, since June 13, 2014". On 2 January 2015, Palestine acceded to the Rome Statute, which entered into force on 1 April 2015. On 3 March 2021, the Prosecutor announced the opening of an investigation into the Situation in Palestine. This followed Pre-Trial Chamber I's majority decision on 5 February 2021 that the Court could exercise its criminal jurisdiction in the Situation in Palestine, and that the territorial scope of this jurisdiction extends to Gaza and the West Bank, including East Jerusalem.

## SITUATION IN THE PHILIPPINES

On 15 September 2021, Pre-Trial Chamber I authorised the Prosecutor to commence an investigation of crimes within the jurisdiction of the Court allegedly committed on the territory of the Philippines between 1 November 2011 and 16 March 2019 in the context of the so-called 'war on drugs' campaign. This authorisation followed the Prosecutor's request to open an investigation, initially submitted on 24 May 2021 and filed in public redacted version on 14 June 2021. The Chamber also received views on this request submitted by or on behalf of victims. On 26 January 2023, following a careful analysis of the

materials provided by the Philippines, Pre-Trial Chamber I granted the Prosecutor's request to resume investigation into the Situation of the Republic of the Philippines. On 18 July 2023, this decision was confirmed by the ICC Appeals Chamber.

## SITUATION IN VENEZUELA I

On 27 September 2018, the Office of the Prosecutor received a referral from a group of States Parties to the Rome Statute regarding the situation in the Bolivarian Republic of Venezuela since 12 February 2014. On 3 November 2021, the Prosecutor announced the decision to proceed with investigations. On 16 April 2022, the Prosecutor notified the judges of a request from the Bolivarian Republic of Venezuela to defer the Office's investigations in favour of the actions carried out by national authorities, pursuant to article 18 of the Rome Statute. On 1 November 2022, the Prosecutor filed an application before Pre-Trial Chamber I seeking authorisation to resume the investigation in the Situation in Venezuela I. On 27 June 2023, Pre-Trial Chamber I authorised the ICC Prosecution to resume its investigation. This decision is subject to an appeal.

## SITUATION IN UKRAINE

2 warrants of arrest | 0 suspects in custody

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On 1 and 2 March 2022, the Office of the Prosecutor received a referral from a group of States Parties to the Rome Statute regarding the situation in Ukraine. On 2 March 2022, the Prosecutor announced he had proceeded to open an investigation into the Situation in Ukraine on the basis of the referrals received. In accordance with the overall jurisdictional parameters conferred through these referrals, and without prejudice to the focus of the investigation, the scope of the situation encompasses any past and present allegations of war crimes, crimes against humanity or genocide committed on any part of the territory of Ukraine by any person from 21 November 2013 onwards.

### VLADIMIR VLADIMIROVICH PUTIN AND MARIA ALEKSEYEVNA LVOVA-BELOVA (AT LARGE)

On 17 March 2023, ICC Pre-Trial Chamber II issued warrants of arrest for two individuals in the context of the situation in Ukraine: Mr Vladimir Vladimirovich Putin, President of the Russian Federation, and Ms Maria Alekseyevna Lvova-Belova, Commissioner for Children's Rights in the Office of the President of the Russian Federation. Based on the Prosecution's applications of 22 February 2023, Pre-Trial Chamber II considered that there are reasonable grounds to believe that each suspect bears responsibility for the war crime of unlawful deportation of population (children) and that of unlawful transfer of population (children) from occupied areas of Ukraine to the Russian Federation, in prejudice of Ukrainian children. The suspects are not in ICC custody.