



Original: **English**

No.: **ICC-01/11-01/11**

Date: **28 March 2013**

**PRE-TRIAL CHAMBER I**

**Before: Judge Silvia Fernandez de Gurmendi, Presiding Judge  
Judge Hans-Peter Kaul  
Judge Christine Van den Wyngaert**

**SITUATION IN LIBYA  
IN THE CASE OF**

***THE PROSECUTOR v.  
SAIF AL-ISLAM GADDAFI and ABDULLAH AL-SENUSSI***

**Public**

**Notification by Libyan Government supplemental to its consolidated reply to the responses of the Prosecution, OPCD, and OPCV to its further submissions on issues related to the admissibility of the case against Saif Al-Islam Gaddafi**

**Source: The Government of Libya, represented by:  
Professor Ahmed El-Gehani  
Professor Philippe Sands QC  
Professor Payam Akhavan  
Ms Michelle Butler**

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

**The Office of the Prosecutor**

Ms. Fatou Bensouda

**Counsel for the Defence**

*Counsel for Abdullah Al-Senussi:*

Mr. Ben Emmerson QC

Mr. Rodney Dixon

**Legal Representatives of the Victims**

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented**

**(Participation/Reparation)**

**Applicants**

**The Office of Public Counsel for Victims**

Ms. Paolina Massidda

Ms. Sarah Pellet

Mr. Mohamed Abdou

**The Office of Public Counsel for the Defence**

*Counsel for Saif Al-Islam Gaddafi:*

Mr. Xavier-Jean Keita

Ms. Melinda Taylor

**State's Representatives**

Professor Ahmed El-Gehani

Professor Philippe Sands QC

Professor Payam Akhavan

Ms. Michelle Butler

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Ms. Silvana Arbia

**Counsel Support Section**

**Deputy Registrar**

Mr. Didier Daniel Preira

**Victims and Witnesses Unit**

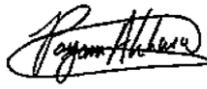
**Detention Section**

**Victims Participation and Reparations Section**

**Other**

1. The Government of Libya hereby notifies the Court that Mr Abdul Qader Juma Radwan was appointed by the General National Congress as the new Prosecutor-General on 20 March 2013 and sworn in to office on 25 March 2013.
2. Annexed to this notification is a resolution from the General National Congress dated 20 March 2013 certifying Mr Radwan's appointment.
3. The new Prosecutor-General assumed his duties on 27 March 2013. He replaces the former Prosecutor-General, Mr Abdulaziz Al-Hasadi, who had been appointed by the National Transitional Council pending democratic elections and the proper appointment of a Prosecutor-General in accordance with the procedures established by the new Constitution of Libya.
4. The appointment of the first Prosecutor-General by the General National Congress will have significant implications on further cooperation with the Court as well as the progress of the case against Mr Saif Al-Islam Gaddafi. Mr Radwan is now in a position to pursue his responsibilities with the full mandate entrusted to him in accordance with Libya's new constitutional procedures.
5. In the light of this significant development, the Libyan Government reiterates its request that the Pre-trial Chamber either:
  - a. Grant Libya six weeks from the rendering of its decision on the additional submissions filed with the Court on 23 January 2013 to adduce such further evidential samples relating to the investigation of Saif Al-Islam Gaddafi as it may consider to be necessary; and / or
  - b. Travel to Tripoli to inspect the case file in order to review the evidence collated by Libya during its investigation of Saif Al-Islam Gaddafi.

Respectfully submitted:


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Professor Ahmed El-Gehani  
Professor Philippe Sands QC  
Professor Payam Akhavan  
Michelle Butler  
*Libyan ICC Coordinator and  
Counsel on behalf of the Government of Libya*

Dated this 28<sup>th</sup> day of March 2013  
At London, United Kingdom