



Original: **English**

No.: ICC-02/05-01/20

Date: 29 March 2021

**PRE-TRIAL CHAMBER II**

**Before:** Judge Rosario Salvatore Aitala, Presiding Judge  
Judge Antoine Kesia-Mbe Mindua  
Judge Tomoko Akane

**SITUATION IN DARFUR, SUDAN**

**IN THE CASE OF  
THE PROSECUTOR *v.*  
ALI MUHAMMAD ALI ABD-AL-RAHMAN (“ALI KUSHAYB”)**

**Public**

**With Confidential Annexes 1, 1A – 1D, 2, 2A – 2D**

**Prosecution’s submission of the Document Containing the Charges**

**Source:** Office of the Prosecutor

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

Mr James Stewart  
Mr Julian Nicholls

**Counsel for the Defence**

Mr Cyril Laucci

**Legal Representatives of the Victims**

Ms Amal Clooney  
Mr Nasser Mohamed Amin Abdalla

**Legal Representatives of the Applicants****Unrepresented Victims****Unrepresented Applicants  
(Participation/Reparation)****The Office of Public Counsel for  
Victims**

Ms Paolina Massidda

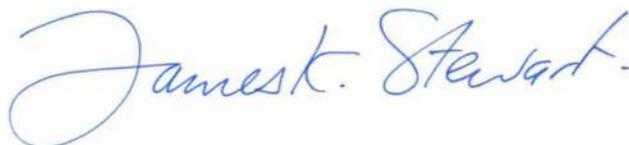
**The Office of Public Counsel for the  
Defence****States Representatives****Amicus Curiae****REGISTRY****Registrar**

Mr Peter Lewis

**Counsel Support Section****Victims and Witnesses Unit****Detention Section****Victims Participation and Reparations  
Section****Other**

1. The Prosecution submits, pursuant to article 61(3)(a) of the Rome Statute, rule 121(3) of the Rules of Procedure and Evidence, and regulation 52 of the Regulations of the Court, the document containing the charges against Mr Ali Muhammad Ali Abd-Al-Rahman, also known as Ali Kushayb (“DCC”). The English version of the DCC is submitted as Annex 1 to this filing, and the Arabic translation of the DCC is submitted as Annex 2.

2. Pursuant to regulation 23bis(1) of the Regulations of the Court, this DCC and its Annexes 1A to 1D (as well as corresponding translations) are filed as confidential because they contain information identifying Prosecution witnesses and potential sources of evidence. Public redacted versions of these documents will be filed as soon as practicable.



---

**James Stewart**  
**Deputy Prosecutor**

Dated this 29<sup>th</sup> day of March 2021

At The Hague, The Netherlands