



Original: English

No. ICC-02/04-01/15 A A2

Date: 17 November 2021

THE APPEALS CHAMBER

Before: Judge Luz del Carmen Ibáñez Carranza, Presiding
Judge Piotr Hofmański
Judge Solomy Balungi Bossa
Judge Reine Alapini-Gansou
Judge Gocha Lordkipanidze

SITUATION IN UGANDA

IN THE CASE OF THE PROSECUTOR v. DOMINIC ONGWEN

Public

Order scheduling a hearing before the Appeals Chamber

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

The Office of the Prosecutor
Mr Karim Asad Ahmad Khan
Ms Helen Brady

Counsel for the Defence
Mr Krispus Ayena Odongo
Chief Charles Achaleke Taku
Ms Beth Lyons

Legal Representatives of Victims
Mr Joseph Akwenyu Manoba
Mr Francisco Cox

Ms Paolina Massidda

REGISTRY

Registrar
Mr Peter Lewis

The Appeals Chamber of the International Criminal Court,

In the appeal of Mr Dominic Ongwen against the decision of Trial Chamber IX entitled “Trial Judgment” of 4 February 2021 (ICC-02/04-01/15-1762-Red),

In the appeal of Mr Dominic Ongwen against the decision of Trial Chamber IX entitled “Sentence” of 6 May 2021 (ICC-02/04-01/15-1819-Red),

Issues the following

ORDER

1. A hearing before the Appeals Chamber will be held from Monday, 14 February 2022, to Friday, 18 February 2022, to hear submissions and observations by the parties and participants on the above-mentioned appeals.
2. Further directions on the schedule of the hearing and conduct of the proceedings will be issued in due course.

REASONS

1. On 4 February 2021, Trial Chamber IX (hereinafter: “Trial Chamber”) convicted Mr Ongwen of crimes against humanity and war crimes (hereinafter: “Conviction Decision”).¹
2. On 6 May 2021, the Trial Chamber, by majority, sentenced Mr Ongwen for the aforementioned crimes for which he was convicted (hereinafter: “Sentencing Decision”) to a total period of imprisonment of 25 years as a joint sentence.²

¹ [Trial Judgment](#), ICC-02/04-01/15-1762-Conf (public redacted version filed on the same day, ICC-02/04-01/15-1762-Red).

² [Sentence](#), ICC-02/04-01/15-1819-Conf (public redacted version filed on the same day, ICC-02/04-01/15-1819-Red).

3. On 21 July and 26 August 2021, the Defence filed its appeal briefs against the Conviction Decision and the Sentencing Decision, respectively.³
4. On 21 and 26 October 2021, the Prosecutor filed his responses to the appeal brief against the Conviction Decision and to the appeal brief against the Sentencing Decision, respectively.⁴ On the same dates, the participating victims filed their observations on the two appeals.⁵
5. On 25 October 2021, the Appeals Chamber issued an order inviting, by Monday, 15 November 2021, expressions of interest as *amici curiae* in judicial proceedings on the merits of the legal questions presented in the same order.⁶
6. The Appeals Chamber finds it appropriate to hold a hearing to receive oral submissions and observations by the parties and participants, and by *amici curiae* if any, on the above-mentioned appeals. Having regard to the recommended time limits set in the Chambers Practice Manual,⁷ and considering the novelty and complexity of some of the issues, the number of grounds of appeal raised by the Defence, and further noting the upcoming judicial recess, the Appeals Chamber sees fit to schedule the hearing from 14 to 18 February 2022, shortly after the expiry of the time limit stipulated in the Chambers Practice Manual. Further directions on the schedule of the hearing and conduct of the proceedings will be issued in due course.

³ [Defence Appeal Brief Against the Convictions in the Judgment of 4 February 2021](#), ICC-02/04-01/15-1866-Conf (public redacted version filed on 19 October 2021, ICC-02/04-01/15-1866-Red); [Defence Document in Support of its Appeal against the Sentencing Decision](#), ICC-02/04-01/15-1871-Conf (a corrected version was filed on 30 August 2021, ICC-02/04-01/15-1871-Conf-Corr, and a public redacted version was filed on 31 August 2021, ICC-02/04-01/15-1871-Corr-Red).

⁴ [Prosecution Response to “Defence Appeal Brief Against the Convictions in the Judgment of 4 February 2021” \(ICC-02/04-01/15-1866-Conf\)](#), ICC-02/04-01/15-1882-Conf (public redacted version filed on 9 November 2021, ICC-02/04-01/15-1882-Red); [Prosecution response to Sentencing Appeal Brief](#), ICC-02/04-01/15-1886-Conf (public redacted version filed on 27 October 2021, ICC-02/04-01/15-1886-Red).

⁵ [CLR V Observations on the “Defence Appeal Brief Against the Convictions in the Judgment of 4 February 2021”](#), ICC-02/04-01/15-1880-Conf (public redacted version filed on 28 October 2021, ICC-02/04-01/15-1880-Red); Victims’ Observations on the “Defence Appeal Brief Against the Convictions in the Judgment of 4 February 2021”, 21 October 2021, ICC-02/04-01/15-1883-Conf; [CLR V Observations on the “Defence Appeal of the Sentence”](#), ICC-02/04-01/15-1885-Conf (public redacted version filed on 28 October 2021, ICC-02/04-01/15-1885-Red); Victims’ Observations on the “Defence Document in Support of its Appeal against the Sentencing Decision”, ICC-02/04-01/15-1887-Conf.

⁶ [Order inviting expressions of interest as amici curiae in judicial proceedings \(pursuant to rule 103 of the Rules of Procedure and Evidence\)](#), ICC-02/04-01/15-1884.

⁷ [Chambers Practice Manual](#), November 2019, para. 90.

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



Judge Luz del Carmen Ibáñez Carranza
Presiding

Dated this 17th day of November 2021

At The Hague, The Netherlands