



LAURENT KOUDOU GBAGBO

INFORMAL SUMMARY - INITIAL APPEARANCE

5 DECEMBER 2011

Situation Case	Situation in the Côte d'Ivoire 02/11-01/11 The Prosecutor vs. Laurent Koudou Gbagbo	Confirmation of Charges: Scheduled for 18 June 2012 <u>Mr Laurent Koudou Gbagbo</u> : born in 1945 in Mama, Gagnoa department, Côte d'Ivoire; National of the Côte d'Ivoire
Hearing Chamber	Initial Appearance Pre-Trial Chamber III: Judge Silvia Fernandez de Gurmendi (Presiding Judge), Judge Elizabeth Odio Benito and Judge Adrian Fulford	Alleged crimes: <u>Laurent Koudou Gbagbo</u> is allegedly responsible, as indirect co-perpetrator, of:
Parties:	OTP: Mr. Moreno Ocampo and team Defence: Mr Emmanuel Altit and team	o Crimes against humanity: Murder, rape and other sexual violence, persecution and other inhumane acts.
Warrant of Arrest:	Issued by PTC III on 23 November 2011	
Transfer to the ICC:	30 November 2011	

Summary: Mr. Gbagbo made his initial appearance before Pre-Trial Chamber III in accordance with Article 60(1) of the Rome Statute, following his transfer to ICC detention centre on 30 November 2011. Mr. Gbagbo verified his identity and was informed of his rights under the Rome Statute. **The date of the Confirmation of Charges Hearing was scheduled for the 18th June 2012.**

Mr. Gbagbo confirmed:

- That he fully understood and spoke French
- His name and date of birth.
- That he was the former President of Côte d'Ivoire

In accordance with Article 60(1) of the Rome Statute, Mr. Gbagbo was asked if he had been informed of the crimes which he is alleged to have committed and of his rights.

Mr. Gbagbo stated that it was not necessary to read out the charges to him, as he had been previously informed of them.

Mr. Gbagbo stated as well that he had been previously informed of his rights. Presiding Judge Fernandez proceeded then to read to Mr. Gbagbo some of his rights, including the right:

- to be informed promptly of the nature of the charges brought against him
- to assistance of an interpreter
- to have adequate time for preparation of his defense
- to remain silent.

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Mr. Gbagbo was asked to answer a number of questions relating to the conditions of his arrest and his transfer to The Hague.

Mr. Gbagbo stated that the conditions of detention in The Hague were satisfactory.

Mr. Gbagbo then made some observations on circumstances of his arrest and his transfer to The Hague:

- **Arrest:** Mr. Gbagbo declared that he had been arrested by the French army on 11th April 2011, after the shelling of the President's residence in Côte d'Ivoire. Mr. Gbagbo stated that during the time of his detention in Côte d'Ivoire, he was not able to see daylight and that he was not allowed to take walks. He also alleged that, at times, his lawyers were prevented from seeing him.
- **Transfer to The Hague:** Regarding his transfer to The Hague, Mr. Gbagbo stated that he was surprised by the conduct of the Ivorian authorities and that he had been deceived. A meeting had been set up with a Magistrate in Côte d'Ivoire during which the presiding judge handed the Arrest Warrant over to him. Mr. Gbagbo stated that his lawyers were not prepared for this. He suggested that things could have been done in a more "normal" manner and appropriate measures should be taken to prevent a precipitous transfer in future cases. Mr. Gbagbo stated that he would have come to The Hague anyway.

In keeping with **Rule 121(1)** of the Rules of Procedure and Evidence, **The Pre-Trial Chamber set the 18th June 2012 as the date of the confirmation of charges hearing.**

The Prosecution and the Defence had no observations to make on the date of the confirmation hearing.

Presiding Judge Fernandez announced that a Status Conference will be held in accordance with article 121(2) of the Rules of Procedure and Evidence regarding the disclosure of information.

At the end of the initial appearance hearing, supporters of Mr. Gbagbo, who were sitting in the Public Gallery, started singing the national anthem of Côte d'Ivoire and screamed "Courage Monsieur Le Président" and "On est avec vous, M. Le Président".

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