



COALITION FOR THE INTERNATIONAL CRIMINAL COURT
ICC TRIAL SUMMARY

Reference: Ruto/Sang_TCVA_09/09/14

Case Name:
Ruto and Sang

Situation Country:
Kenya

Chamber:
Trial Chamber V(A)

Date: 09/09/14

Type of Proceedings: Trial Proceedings

Parties and Participants Present:

- Judges: Chile Eboe-Osuji (presiding), Olga Herrera Carbuccion, Robert Fremr
- Office of the Prosecutor: Anton Steynberg
- Defence: Karim Khan QC, Joseph Kipchumba Kigen-Katwa
- Accused Present: Joshua Arap Sang
- LRV: Orchlou Narantsetseg
- Legal Counsel for Witness P-0604: Gregory Mutai

Oral Rulings

The Chamber denied the Ruto Defence's request for the VWU to submit a list of payments made to all of the Prosecution witnesses.

Morning Session

Witness Name/Number: P-0604
Appearing For: Prosecution
Protective Measures Provided: The Witness testified via video-link
Witness Details: Male

This is an informal and unofficial summary of the trial hearings. Whilst every effort has been made to ensure accuracy, the CICC is not responsible for any omissions or inaccuracies contained within the following summary, which is provided for informational purposes only. Please do not forward without prior consultation with CICC staff.



Examination/Proceedings: Examination-in-Chief Prosecution

Testimony Details

Prosecution continued the examination of Witness P-0604.

The Witness told the Chamber that he had failed to meet court officials and travel to The Hague to testify twice in the past four months. He admitted that he had not showed up on June 2 and in mid-August this year to meetings with court officials held about his testimony at the ICC.

The Witness explained that he had changed his mind about the testimony after meeting with his religious leader in early August who told him that he should tell the truth if what he had earlier stated to the OTP was false. This had according to the Witness not been included as a reason in his 11 August affidavit because it was only written as a general document, not including any specific details. He explained that he did not see any reason to tell the OTP and the VWU about the priest because it was a personal matter.

Afternoon Session

Witness Name/Number: P-0604
Appearing For: Prosecution
Protective Measures Provided: The Witness testified via video-link
Witness Details: Male

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Examination/Proceedings: Examination-in-Chief Prosecution

Submission Details

The Witness did not testify during the afternoon session due to technical difficulties with the video-link from Nairobi. The location the witness testified from had problems with their electricity.

Meanwhile, the OTP applied to have admitted as exhibits documents referred to earlier when questioning Witness P-0604. The Court admitted two statements the witness had made to the prosecution. One was dated July 6-July 8, 2013 and the other July 13, 2013. They both explained two diaries attached to them as annexes. The Court also admitted the Witness' 11 August, 2014 affidavit. The Court marked for identification an investigator's report and the June 27, 2013 screening notes of investigators and their telephone interview with the Witness.

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Next Hearing Date: 10/09/14

Private/Closed Sessions: 1.5h

Summary

The Witness said during the morning session that his religious leader had told him to tell the truth if his statements to the OTP were false and thus decided to submit the affidavit.

He also admitted that he had failed to show up to meet with court officials twice the past four months regarding his travels to The Hague.

The Witness did not testify during the afternoon session due to technical difficulties with the video-link, caused by an insufficient energy supply at Witness 604's location.

The Court instead a number of documents applied for by the Prosecution, including two statements made by the Witness and his 11 August 2014 affidavit.

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