

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/18
Date: 12 July 2024

PRE-TRIAL CHAMBER I

Before: Judge Iulia Antoanella Motoc, Presiding Judge
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge Nicolas Guillou

SITUATION IN THE STATE OF PALESTINE

SECRET

***EX PARTE* only available to the Prosecution**

With SECRET Annex

only available to the Prosecution

Registry Transmission of a Request for the submission of observations as *Amicus Curiae*

Source: Registry

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

The Office of the Prosecutor 	Counsel for the Defence
Legal Representatives of the Victims	Legal Representatives of the Applicants
The Office of Public Counsel for Victims	The Office of Public Counsel for the Defence
States' Representatives	Amicus Curiae

REGISTRY	
Registrar Osvaldo Zavala Giler	Counsel Support Section
Victims and Witnesses Unit	Detention Section
Victims Participation and Reparations Section	Other

I. INTRODUCTION

1. The Registry hereby transmits to Pre-Trial Chamber I ("Chamber"), a request received on 12 July 2024, from :

- UN Special Rapporteur on Independence of Judges and Lawyers
- UN Special Rapporteur on the situation of human rights in the occupied Palestinian territory since 1967
- UN Special Rapporteur on the promotion and protection of Freedom of Opinion and Expression
- UN Special Rapporteur on trafficking in persons, especially women and children
- UN Independent Expert on the promotion of a democratic and equitable international order
- UN Special Rapporteur on the right to development
- UN Special Rapporteur on violence against women and girls, its causes and consequences
- UN Special Rapporteur on the right of everyone to the enjoyment of the highest attainable standard of physical and mental health
- UN Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism
- UN Special Rapporteur on the right to adequate housing
- UN Working Group on Enforced or Involuntary Disappearances
- UN Special Rapporteur on the Rights to Freedom of Peaceful Assembly and of Association
- UN Special Rapporteur on contemporary forms of slavery, including its causes and consequences
- UN Rapporteur on the Right to Food
- UN Special Rapporteur on water and sanitation
- UN Working group on discrimination against women and girls

- UN Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination
- UN Special Rapporteur in the field of cultural rights
- UN Working Group of Experts on People of African Descent
- UN Special Rapporteur on the right to education
- UN Working Group on arbitrary detention

to submit observations in the present Situation as *amicus curiae*, in accordance with rule 103(1) of the Rules of Procedure and Evidence.

II. PROCEDURAL HISTORY

2. On 27 June 2024, the Chamber issued its “*Public redacted version of ‘Order deciding on the United Kingdom’s request to provide observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, and setting deadlines for any other requests for leave to file amicus curiae observations’*” (“Order”).¹
3. On 12 July 2024, the Registry received an e-mail from Mr Neil Menzies, with a document attached thereto, entitled “*UN Human Rights Council Mandate Holders’ Request to provide amicus curiae observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence*” (“Request”).²

¹ ICC-01/18-173-Red – “Public redacted version of ‘Order deciding on the United Kingdom’s request to provide observations pursuant to Rule 103(1) of the Rules of Procedure and Evidence, and setting deadlines for any other requests for leave to file amicus curiae observations’”.

² Email from Mr Neil Menzies, to the Registry’s Court Management Section (“CMS”), on 12 July 2024, at 13:39

4. In the context of a similar request, and upon the Registry's request for guidance, on 1 July 2024, the Chamber provided the Registry with directions as to how to process this type of documents.³
5. Accordingly, the Chamber instructed the Registry to ("Instructions"):
 - submit the Request in the record of the Situation *via* a Registry's transmission filing;
 - file the transmission filing and the Request on a Secret basis⁴ and;
 - annex the Request to the transmission filing.

III. CLASSIFICATION

6. In accordance with regulation 23 *bis* (1) of the Regulations of the Court and in compliance with the Chamber's Instructions, the present submission and its annex are classified Secret.

IV. TRANSMISSION

7. The Registry hereby transmits the present filing and its annex in accordance with the Chamber's Instructions.

p.p. 

Marc Dubuisson, Director, Division of Judicial Services

On behalf of

Oswaldo Zavala Giler, Registrar

Dated this 12 July 2024

At The Hague, the Netherlands

³ Phone conversation between CMS staff and the Legal Adviser of the Chamber, on 1st July 2024, at 15:30.

⁴ See ICC-01/18-163-SECRET.