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PRE-TRIAL CHAMBER I

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

SITUATION IN THE STATE OF PALESTINE

Public

Public redacted version of "Twenty-fourth Registry Report on Information and Outreach Activities Concerning Victims and Affected Communities in the Situation", 12 August 2024

Source: Registry

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

The Office of the Prosecutor

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I. Introduction

1. Pursuant to Pre-Trial Chamber I's "Decision on Information and Outreach for the Victims of the Situation" issued on 13 July 2018 ("Chamber" and "Decision of 13 July 2018", respectively),¹ the Registry hereby submits its twenty-fourth report on the progress of its activities related to information and outreach for victims and affected communities in the situation in the State of Palestine ("Situation").

II. Procedural History

2. On 13 July 2018, the Chamber issued its decision by which it, *inter alia*, ordered the Registry to: i) "establish, as soon as practicable, a system of public information and outreach activities for the benefit of victims and affected communities of the situation in Palestine";² ii) submit an initial report on its activities "at a time deemed appropriate but no later than 14 December 2018" and inform the Chamber, every three months, about the progress of its information and outreach activities and the challenges encountered;³ and iii) "create an informative page on the Court's website, especially directed to the victims in the situation of Palestine".⁴
3. Since 12 November 2018, the Registry files regularly periodic reports⁵ on the progress relating to information and outreach activities for victims and affected communities in the Situation.

¹ Pre-Trial Chamber I, "Decision on Information and Outreach for the Victims of the Situation", 13 July 2018, ICC-01/18-2.

² Decision of 13 July 2018, p. 10, *lit.* a) and paras 13-18.

³ Decision of 13 July 2018, p. 10 *lit.* b) and para. 19.

⁴ Decision of 13 July 2018, p. 10 *lit.* c) and para.18.

⁵ See last report - Registry, "Twenty-third Registry Report on Information and Outreach Activities Concerning Victims and Affected Communities in the Situation" ("Registry Twenty-third Report"), dated 21 May 2024 and notified on 22 May 2024, ICC-01/18-170-Conf. A public redacted version was filed on 22 May 2024, ICC-01/18-170-Red.

4. On 20 May 2024, the Prosecutor of the International Criminal Court (“ICC” or “Court”) issued a statement regarding his request for arrest warrants on the one hand against Hamas leaders Yahya Sinwar, Mohammed Diab Ibrahim Al-Masri (also known as “Deif”) and Ismail Haniyeh, and on the other hand against Israeli government representatives Benjamin Netanyahu and Yoav Gallant, filed before the Chamber on the same day (“Statement on applications for arrest warrants” and “Prosecutor’s Request”, respectively).⁶
5. On 10 June 2024, the United Kingdom filed a request to provide written *amicus curiae* observations under rule 103(1) of the Rules of Procedure and Evidence on ‘[w]hether the Court can exercise jurisdiction over Israeli nationals, in circumstances where Palestine cannot exercise criminal jurisdiction over Israeli nationals pursuant to the Oslo Accords.’ (“UK Request”).⁷
6. On 30 July 2024, the Chamber issued a decision concerning the views, concerns and general interests of victims in relation to the proceedings triggered by the UK Request (“Decision Concerning Victims”).⁸

III. Classification

7. Pursuant to regulation 23*bis*(1) of the Regulations of the Court (“RoC”), this report is classified as “confidential” since it contains sensitive information [Redacted].

⁶ Statement of ICC Prosecutor Karim A. A. Khan KC: Applications for arrest warrants in the situation in the State of Palestine, 20 May 2024, <https://www.icc-cpi.int/news/statement-icc-prosecutor-karim-aa-khan-kc-applications-arrest-warrants-situation-state>. The Prosecutor’s Request is not publicly available.

⁷ Referred to in Pre-Trial Chamber I, “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’”, 27 June 2024, ICC-01/18-173-Red, para. 1 and fn 1 as ICC-01/18-171-SECRET-Exp-Anx.

⁸ Pre-Trial Chamber I, “Decision concerning the views, concerns and general interests of victims”, 30 July 2024, ICC-01/18-256-Conf. The document was reclassified as public on 7 August 2024, ICC-01/18-256-Red.

8. The Registry will concomitantly file a public redacted version of the present report.

IV. Applicable Law

9. The Registry submits the present report pursuant to the Chamber's instruction,⁹ as well as the applicable law recalled by the Chamber in its Decision of 13 July 2018,¹⁰ and in accordance with regulations 8 and 23bis(1) of the RoC and regulation 6 of the Regulations of the Registry.

V. Submissions

A. Registry activities during the reporting period (11 May – 9 August 2024)

a. Activities conducted by the Public Information and Outreach Section ("PIOS")

10. During the reporting period, the PIOS disseminated the Statement on applications for arrest warrants to the broadest possible audience. The Statement was published on the Court's website and was further publicised through ICC's social media accounts and *via* email to the general ICC mailing list, including media outlets based in The Hague, international media, local media, [Redacted].
11. Due to ongoing safety and security challenges and the specific phase of the proceedings, where no decision on the Prosecutor's Request has been issued, the PIOS was unable to organise outreach activities either on the ground or remotely. However, the PIOS took advantage of all available opportunities to engage with key stakeholders on issues relating to the Situation, including attending an event organised [Redacted].¹¹

⁹ Decision of 13 July 2018, para. 19 and Disposition, *lit. b*) on p. 10.

¹⁰ Decision of 13 July 2018, para. 6.

¹¹ [Redacted].

12. Following the Prosecutor's Request, and to mitigate the risk of misinformation, the PIOS launched a targeted social media campaign (#ICCProcess) on the Court's Instagram, LinkedIn, Facebook and X/Twitter platforms. Core information about the Court's jurisdiction, mandate and processes was shared in English, French, Arabic and Hebrew. The campaign started on 3 June 2024, with posts on these platforms at least twice a week, concluding on 21 July 2024. To further disseminate the campaign, the PIOS shared it [Redacted].
13. The regular compilation of social media and traditional (online) media reports, continued during the reporting period. These compilations are used to monitor perceptions and reactions, prepare responsive lines [Redacted]. The PIOS also referred to the Office of the Prosecutor several media inquiries focusing on issues within the latter's mandate.

b. Activities carried out by the Victims Participation and Reparations Section ("VPRS") and information received

14. During the reporting period, the VPRS continued to respond to correspondence received from victims and other interlocutors seeking information about matters relating to victim participation and relevant judicial developments in the Situation, notably in relation to the Prosecutor's Request.¹² The VPRS also attended the events mentioned in paragraph 19 above, which enabled it to meet with a number of interlocutors and discuss the procedural developments and victims' related matters.
15. The VPRS was also in contact *via* email, as well as through remote or in-person meetings at the seat of the Court, with a number of Legal Representatives of Victims ("LRVs"), who sought information on various issues related to victims' rights before the Court, including both substantive

¹² Following the Prosecutor's Request, on 27 May 2024, the VPRS also amended its 'Information for Victims' on the State of Palestine dedicated page of the ICC website: <https://www.icc-cpi.int/victims/state-palestine>.

and technical aspects of victim application forms for participation in proceedings and/or reparations (i.e. types of victims, forms of harm, standard of proof, supporting documentation, application forms introduced on behalf of minors, etc.). The LRVs met reported that victims in Gaza are facing a desperate and rapidly deteriorating situation. Crimes under the ICC jurisdiction continue to be committed daily and the very fabric of the Palestinian society in Gaza is currently being destroyed. They emphasized that victims have the right to be informed about the ongoing investigations and the scope of the cases the Prosecutor is considering. This information is essential for enabling victims to take an active role at this stage, including the ability to challenge Prosecutorial decisions that may not align with their interests.

16. [Redacted].

17. In the context of the proceedings triggered by the UK Request, [Redacted].

B. Subsequent activities

a) PIOS

18. The PIOS will continue to inform the public and provide relevant information about judicial developments in the Situation, if any. It will carry on performing its regular activities of media monitoring, production of information materials in Arabic and Hebrew, and updating the website as well as its list of contacts when relevant.

19. [Redacted].

b) VPRS

20. The VPRS will continue to engage with representatives of victims' groups, either directly or through interlocutors, depending on the security situation, in order to inform them about their rights before the Court and assist them in exercising these rights. [Redacted].

21. The VPRS and the PIOS will continue working closely together and carry out joint activities whenever possible and relevant.



Marc Dubuisson, Director, Division of Judicial Services
on behalf of Osvaldo Zavala Giler, Registrar

Dated this 12 August 2024

At The Hague, The Netherlands