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No.: ICC-01/19

Date: 18 December 2024

PRE-TRIAL CHAMBER I

Before: Judge Iulia Motoc, Presiding Judge
Judge Reine Alapini-Gansou
Judge María del Socorro Flores Liera

**SITUATION IN THE PEOPLE'S REPUBLIC OF BANGLADESH/REPUBLIC
OF THE UNION OF MYANMAR**

**Public
With Confidential and Public Redacted Annex**

**Public redacted version of the "Tenth Registry Report on Information and
Outreach Activities", 18 December 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 III's "Order on Information and Outreach for the Victims of the Situation" issued on 20 January 2020 ("Chamber" and "Order of 20 January 2020", respectively),¹ the Registry hereby submits its tenth report on the progress of its activities related to information and outreach activities in the situation of the People's Republic of Bangladesh/ Republic of the Union of Myanmar ("Situation").

II. Procedural History

2. On 20 January 2020, the Chamber ordered the Registry to: *i)* establish, as soon as practical, and in consultation and collaboration with the Office of the Prosecutor ("OTP"), a system of public information and outreach activities with the affected communities and particularly with the victims of the Situation;² *ii)* submit an initial report on its activities by 6 July 2020 and inform the Chamber about the progress of and challenges to its outreach and information activities in the Situation at least every six months thereafter;³ and *iii)* seize the Chamber immediately if there is any development that requires judicial determination, particularly to provide for the protection and privacy of victims and potential witnesses pursuant to Article 57(3)(c) of the Rome Statute.⁴

¹ Pre-Trial Chamber III, "Order on Information and Outreach for the Victims of the Situation", 20 January 2020, ICC-01/19-28.

² Order of 20 January 2020, para. 9 and page 7.

³ Order of 20 January 2020, para. 12 and page 7.

⁴ Order of 20 January 2020, para. 12.

3. Since 6 July 2020, the Registry files regularly periodic reports on the progress of its activities related to information and outreach activities in the Situation.⁵
4. On 27 November 2024, the Prosecutor of the International Criminal Court (“ICC”) issued a statement announcing his Office’s application for an arrest warrant for Senior General and Acting President Min Aung Hlaing, Commander-in-Chief of the Myanmar Defence Services (“Prosecutor’s Application for Arrest Warrant”).⁶ In the statement, the Prosecutor also indicated that additional applications for warrants of arrest in the Situation will follow.⁷

III. Classification

5. Pursuant to regulation 23*bis*(1) of the Regulations of the Court (“RoC”), the present report is classified as “confidential”, [Redacted]. Similarly, the annex to the Report, which consists of communications received from two teams of legal representatives (“LRVs”), is classified as “confidential” as it contains [Redacted]. Public redacted versions of the present report and its Annex are filed concomitantly.

IV. Applicable Law

6. The Registry submits the present report pursuant to the Order of 20 January 2020.

⁵ See last report - Registry, “Ninth Registry Report on Information and Outreach Activities”, 14 June 2024, ICC-01/19-62-Conf. A public redacted version was notified on the same day, ICC-01/19-62-Red.

⁶ Statement of ICC Prosecutor Karim A.A. Khan KC: Application for an arrest warrant in the situation in Bangladesh/Myanmar, 27 November 2024, <https://www.icc-cpi.int/news/statement-icc-prosecutor-karim-aa-khan-kc-application-arrest-warrant-situation-bangladesh>.

⁷ *Id.*

V. Submissions

A. Registry activities during the reporting period (14 June – 17 December 2024)

a. Activities conducted by PIOS

7. During the reporting period, the Public Information and Outreach Section ("PIOS") continued its participation in the interactive Questions and Answers (Q&A) video project, which enables ICC representatives from relevant organs/sections to be heard directly [Redacted]. Since late 2022, [Redacted] ICC-related questions on various subjects and an official of the Court is filmed providing answers to these questions. [Redacted]. A new series of videos was produced in cooperation with the OTP, addressing questions and concerns raised [Redacted], particularly on the scope of the ongoing investigation and the next procedural steps, and shared with partners.
8. PIOS also continued engaging [Redacted] to share information on activities and common projects, discuss questions and concerns from the affected communities, and explore possible ways to address them.
9. Finally, PIOS met with representatives of [Redacted] and discussed potential areas of cooperation with respect to monitoring questions, concerns, misinformation and misunderstandings raised by [Redacted]. Various joint projects were proposed, aiming for PIOS to directly address these issues and [Redacted].

b. Activities conducted by VPRS

10. During the reporting period, the Victims Participation and Reparations Section ("VPRS") continued to maintain relevant connections with victims,

representatives of community based organisations and key human rights organisations and responded to their queries about the ICC's processes and victims' rights before the Court.

11. After the Prosecutor's Application for Arrest Warrant, VPRS was contacted by a large number of interlocutors who enquired about this development and about procedural avenues for victims to exercise their rights at this stage of proceedings. VPRS answered these queries and it also amended the information for victims available on the ICC website to reflect the latest developments.⁸

12. VPRS also remained in contact with LRVs, in order to, *inter alia*, exchange information about their respective activities. During the reporting period, VPRS had a remote meeting with one team of LRVs who shared information about the developments in the camps in Cox's Bazar and the situation and concerns of their clients. On 13 and 16 December 2024, VPRS received written communications from two LRVs teams containing updates from their clients,⁹ including the following ongoing concerns: i) the continued deterioration of the security situation and of the living conditions in the Rohingya camps in Cox's Bazar; ii) the ongoing armed conflict in the Rakhine State and the new arrivals of Rohingya people from Myanmar into Bangladesh; iii) the perception that "justice processes are moving far too slowly" – whilst the Prosecutor's Application for Arrest Warrant was well received, many expressed concerns regarding the time taken to issue just one request for an arrest warrant; and iv) the lack of information and outreach activities in the camps, leaving many questions triggered by the

⁸ <https://www.icc-cpi.int/victims/bangladesh-myanmar>.

⁹ Email from [Redacted] to VPRS received on 13 December 2024 at 08h49 and email from [Redacted] to VPRS received on 16 December 2024 at 11h29. The two written communications are reproduced in full in the Annex to the present report.

recent developments unanswered. The lack of legal aid funding by the ICC was also raised.

B. Subsequent activities

a. PIOS

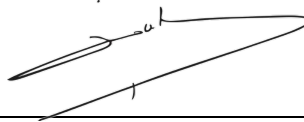
13. The organisation of online hybrid information sessions for [Redacted], which has been postponed several times, will be resumed once the Chamber decides on the Prosecutor's Application for Arrest Warrant. These sessions are aimed at fostering cooperation and gaining support for the ICC outreach activities [Redacted].
14. Once the Chamber decides on the Prosecutor's Application for Arrest Warrant and, in particular, if the Chamber's decision is issued publicly, PIOS plans to conduct a joint mission together with VPRS [Redacted], in order to meet [Redacted] for the purpose of developing outreach projects and providing ICC-related trainings, including [Redacted].
15. PIOS will also continue engaging with partners on the ground in the context of the interactive Questions and Answers (Q&A) video project. In particular, the last videos produced were broadcasted prior to the Prosecutor's Application for Arrest Warrant. More questions and concerns related to this application and the Chamber's eventual decision on said application will be addressed.

b. VPRS

16. VPRS will continue to engage with victims, their representatives and other relevant actors, in order to inform them about victims' rights before the Court and assist them in exercising these rights.

17. VPRS will also focus on the joint mission mentioned in paragraph 14 above, which would enable the Section [Redacted]. At this occasion, the Section intends to continue the dialogue on victims' rights at the next stages of the ICC proceedings. [Redacted].

18. PIOS and VPRS will continue to work 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 18 December 2024

At The Hague, The Netherlands