

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-02/04-01/15**

Date: **25 July 2025**

TRIAL CHAMBER II

Before: Judge María del Socorro Flores Liera, Presiding Judge
Judge Kimberly Prost
Judge Nicolas Guillou

SITUATION IN UGANDA

**IN THE CASE OF
*THE PROSECUTOR v. DOMINIC ONGWEN***

Public

**Decision on the Trust Fund for Victims' first update report on the implementation of
reparations**

Decision 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**

☐ **Unrepresented Victims**

☐ **Unrepresented Applicants
(Participation/Reparation)**

☐ **The Office of Public Counsel for
Victims**

☐ **The Office of Public Counsel for the
Defence**

☐ **State's Representatives**

☒ **Trust Fund for Victims**

Registrar
Mr Osvaldo Zavala Giler

☐ **Counsel Support Section**

☐ **Victims and Witnesses Unit**

☐ **Detention Section**

☒ **Victims Participation and Reparations
Section**

☒ **Public Information and Outreach
Section**

Trial Chamber II (the ‘Chamber’) of the International Criminal Court, in the case of *The Prosecutor v. Dominic Ongwen*, having regard to article 75 of the Rome Statute, regulations 33, 35 and 37(2) of the Regulations of the Court and regulation 58 of the Regulations of the Trust Fund for Victims (the ‘Regulation of the TFV’), issues this ‘Decision on the Trust Fund for Victims’ first update report on the implementation of reparations’.

I. PROCEDURAL HISTORY

1. On 28 February 2024, Trial Chamber IX issued the Reparations Order, in which it, *inter alia*, instructed the Trust Fund for Victims (the ‘TFV’) to develop a draft implementation plan (the ‘DIP’) for reparations.¹
2. On 3 September 2024, the TFV filed its ‘Trust Fund for Victims’ submission of Draft Implementation Plan’ (the ‘DIP’).²
3. On 18 February 2025, the Chamber issued its ‘Decision on the Draft Implementation Plan’, in which it approved the DIP and, *inter alia*, instructed the TFV to file a first update report on the implementation of reparations by 18 June 2025 and to make proposals on a subsequent reporting schedule.³
4. On 18 June 2025, the TFV submitted its ‘First Update Report on the implementation of reparations in the Ongwen case’ (the ‘First Update Report’), pursuant to regulation 58 of the Regulations of the TFV.⁴ In the First Update Report, the TFV, *inter alia*, requests that it be allowed to submit update reports every six months, in the months of May and November.⁵ According to the TFV, ‘biannual reporting to the Chamber in this initial period will ensure that [the Chamber] remains well-informed and updated throughout the programme’ set up phase, ensuring that the reports are substantive and helpful to the Chamber and other stakeholders’.⁶ Nonetheless, the TFV notes that ‘in the event that an issue requiring immediate resolution appears in the course of implementation, the TFV will inform the Trial Chamber forthwith, regardless of the deadline for the submission of its update report’.⁷ The TFV further indicates that, in case a timely and substantive provision

¹ Reparations Order, [ICC-02/04-01/15-2074](#), paras 797, 800.

² DIP (with public Annex I, [ICC-02/04-01/15-2099-Anx](#)), [ICC-02/04-01/15-2099](#).

³ Decision on the Draft Implementation Plan, 18 February 2025, [ICC-02/04-01/15-2106](#), para. 79.

⁴ TFV’s First Update Report, ICC-02/04-01/15-2109.

⁵ TFV’s First Update Report, ICC-02/04-01/15-2109, paras 100-101.

⁶ TFV’s First Update Report, ICC-02/04-01/15-2109, para. 100.

⁷ TFV’s First Update Report, ICC-02/04-01/15-2109, para. 102.

of information relevant to the Chamber and stakeholders is needed, the TFV may seek a reconsideration of the reporting schedule.⁸

5. Additionally, ‘in light of its numerous overlapping obligations and taking into account the character of the TFV filings pursuant to regulation 58 of the TFV Regulations’, the TFV seeks the Chamber’s permission to file by midnight on the filing date,⁹ instead of the ‘4 pm The Hague time’ deadline set out in regulation 33 of the Regulations of the Court.
6. Finally, the TFV requests a page limit of up to 30 pages stating that, given the scope of the reparations programme, it expects for its update reports to include the necessary information as concisely as possible within such a page limit.¹⁰

II. CHAMBER’S DETERMINATION

7. In relation to the periodicity of the update reports, the Chamber considers that, at this stage of the implementation of reparations, the TFV’s proposal for biannual updates is appropriate and reasonable. Therefore, the Chamber grants the TFV’s request to file their upcoming update reports biannually in the months of May and November. However, the Chamber notes that should any issue arise that requires the Chamber’s immediate notification or intervention, it expects the TFV to make a timely report to the Chamber regardless of the official reporting schedule.
8. As to the formalities of the filing of the update reports, noting the scope of the reparations programme and the six-month span of the update reports, the Chamber considers that exceptional circumstances justify a variation of the standard page limit and grants the TFV’s request to file update reports not exceeding 30 pages, pursuant to regulation 37(2) of the Regulations of the Court.
9. Regarding the TFV’s request to file its update reports by midnight on the filing date, the Chamber notes that the TFV will only be submitting their update reports biannually, in May and November, and has been given advance notice of the deadline of the reports. Thus, the Chamber finds that the TFV has not demonstrated good cause to justify a variation of the applicable time limit, pursuant to regulation 35 of the Regulations of the Court.

⁸ TFV’s First Update Report, ICC-02/04-01/15-2109, para. 103.

⁹ TFV’s First Update Report, ICC-02/04-01/15-2109, para. 101.

¹⁰ TFV’s First Update Report, ICC-02/04-01/15-2109, para. 104; DIP, [ICC-02/04-01/15-2099](#), para. 37.

FOR THESE REASONS, THE CHAMBER HEREBY

GRANTS the TFV's request to submit update reports every six-months, in May and November;

GRANTS the TFV's request for the update reports to have a page limit not exceeding 30 pages; and

REJECTS the TFV's request to file its update reports by midnight on the filing date.

Done in both English and French, the English version being authoritative.



Judge María del Socorro Flores Liera, Presiding Judge



Judge Kimberly Prost



Judge Nicolas Guillou

Dated 25 July 2025

At The Hague, The Netherlands