

**Original: English****No. ICC-01/21-01/25****Date: 13 February 2026****PRE-TRIAL CHAMBER I****Before:****Judge Iulia Antoanella Motoc, Presiding
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge María del Socorro Flores Liera****SITUATION IN THE REPUBLIC OF THE PHILIPPINES****IN THE CASE OF *THE PROSECUTOR v. RODRIGO ROA DUTERTE*****Public**

Second decision on victims' participation and legal representation

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

☐ States' Representatives

☐ Amicus Curiae

REGISTRY

Registrar

Mr Osvaldo Zavala Giler

☐ Counsel Support Section

☒ Victims and Witnesses Unit

☐ Detention Section

☒ Victims Participation and Reparations
Section

☐ Other

PRE-TRIAL CHAMBER I of the International Criminal Court issues this ‘Second decision on victims’ participation and legal representation’.

1. On 17 April 2025, the Chamber issued the ‘Order on the conduct of confirmation proceedings’,¹ *inter alia* adopting the principles and procedure governing victim participation, including the procedure for admission of victims to participate in the proceedings pursuant to rule 89 of the Rules of Procedure and Evidence. The Chamber adopted the system for transmission and admission of victim applications, directing the Registry to classify applicants into three categories: (i) applicants who clearly qualify as victims (‘Group A’); (ii) applicants who clearly do not qualify as victims (‘Group B’); and (iii) applicants for whom the Registry could not make a clear determination for any reason (‘Group C’). The Chamber instructed that all applications be assessed on the basis of the charges outlined in the Document Containing the Charges² and the Pre-Confirmation Brief.³

2. On 26 January 2026, following the Registry’s transmission of the Groups A, B and C victim applications⁴ and the reports containing its assessment of such applications,⁵ the Chamber (i) admitted 29 Group A applicants and 10 Group C applicants to participate as victims in the present proceedings;⁶ and (ii) instructed the Registry to appoint Mr Joel Butuyan, Mr Gilbert Andres, and a counsel of the Office of Public Counsel for Victims as the common legal representatives (the ‘CLRV’) of any admitted victims in the present case.⁷

¹ [ICC-01/21-01/25-114](#).

² Document Containing the Charges, 4 July 2025, ICC-01/21-01/25-178-Conf (public redacted version notified on 22 September 2025, [ICC-01/21-01/25-178-Corr-Red](#)).

³ Prosecution’s Pre-Confirmation Brief, 18 July 2025, ICC-01/21-01/25- 201-Conf (corrected version notified on 24 July 2025, ICC-01/21-01/25-201-Conf-Corr; public redacted version notified on 22 September 2025, [ICC-01/21-01/25-201-Corr-Red](#)), with confidential annexes A-K.

⁴ [Registry Transmission of Group C Applications for Victim Participation in Pre-Trial Proceedings](#), 20 August 2025, ICC-01/21-01/25-237, with confidential and confidential redacted annexes 1-10; [Registry Transmission of Group A and B Applications for Victim Participation in Pre-Trial Proceedings](#), 27 August 2025, ICC-01/21-01/25-246, with confidential *ex parte* annexes 1-25.

⁵ Registry Report on Group C Applications for Victim Participation in Pre-Trial Proceedings, 20 August 2025, ICC-01/21-01/25-239-Conf-Exp (confidential redacted notified on the same day, ICC-01/21-01/25-239-Conf-Red and [ICC-01/21-01/25-239-Red](#); lesser public redacted version notified on 19 December 2025, [ICC-01/21-01/25-239-Red2](#)), with confidential Annex; [Registry Report on Group A and B Applications for Victim Participation in Pre-Trial Proceedings](#), 27 August 2025, ICC-01/21-01/25-247, with confidential annex 1 and confidential *ex parte* annex 2.

⁶ [Decision on victims’ participation and legal representation](#), ICC-01/21-01/25-358 (the ‘26 January 2026 Decision’), para. 22.

⁷ 26 January 2026 Decision, para. 31. *See also* [Notification pursuant to the “Decision on victims’ participation and legal representation” \(ICC-01/21-01/25-358, 26 January 2026\)](#), 4 February 2026, ICC-01/21-01/25-365, with confidential annexes I-IV.

3. On 9 February 2026, upon the Chamber's order,⁸ the Registry transmitted 227 additional victim applications, received within the initial deadline for the transmission of Group A applications, and comprising 500 applicants, which the Registry assesses as Group A applications following the 26 January 2026 Decision.⁹

4. The Chamber incorporates by reference the relevant legal framework applicable to victims' participation and the assessment of victim applications.¹⁰

5. In the Registry's Second Group A Transmission, the Victims Participation and Reparations Section (the 'VPRS') assessed 227 applications for participation in the pre-trial proceedings, introduced on behalf of 500 individuals, and determined that they fall under Group A,¹¹ based on the Chamber's determination in the 26 January 2026 Decision.¹² The Chamber, not having identified any clear, material error in this VPRS's assessment, and recalling its flexible approach with regard to any minor discrepancies within victim applications,¹³ concurs with the VPRS' assessment and decides to authorise the 500 Group A applicants¹⁴ to participate as victims in the present proceedings.

6. The Chamber clarifies that the CLRV, appointed to represent 'any admitted victims in the present case',¹⁵ shall also represent the victims admitted in this decision.

⁸ Email from the Chamber, [ICC-01/21-01/25 – Public] Decision on the VPRS's request to transmit additional Group A victim applications, 28 January 2026, at 16:15.

⁹ [Second Registry Transmission of Group A Applications for Victim Participation in Pre-Trial Proceedings](#), 9 February 2026 (notified on 11 February 2026), ICC-01/21-01/25-371 (the 'Registry's Second Group A Transmission'), with confidential annex I and confidential *ex parte* annexes 2-228.

¹⁰ 26 January 2026 Decision, paras 12-13.

¹¹ Registry's Second Group A Transmission, para. 4.

¹² 26 January 2026 Decision, paras 22-23.

¹³ 26 January 2026 Decision, paras 14, 17.

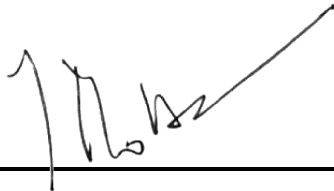
¹⁴ As identified in ICC-01/21-01/25-371-Conf-Anx1.

¹⁵ 26 January 2026 Decision, para. 31.

FOR THESE REASONS, THE CHAMBER HEREBY

AUTHORISES the participation in the present proceedings of the Group A victims indicated at paragraph 5 above.

Done in English. A French translation will follow. The English version remains authoritative.



Judge Iulia Antoanella Motoc, Presiding



**Judge Reine Adélaïde Sophie Alapini-
Gansou**



Judge María del Socorro Flores Liera

Dated this Friday, 13 February 2026

At The Hague, The Netherlands