

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/21-01/25

Date: 15 June 2026

TRIAL CHAMBER III

Before: Judge Joanna Korner, Presiding Judge
Judge Keebong Paek
Judge Nicolas Guillou

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

IN THE CASE OF *THE PROSECUTOR v. RODRIGO ROA DUTERTE*

Public

With Five Public Annexes

**Registry Submission of the Witness Preparation, Familiarisation, Vulnerability,
Dual Status Witness and Redactions Protocols**

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

☐ 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

M. Zavala Giler, Osvaldo

☐ Counsel Support Section

☒ Victims and Witnesses Unit

☐ Detention Section

☒ Victims Participation and
Reparations Section

☐ Other

I. Introduction

1. Pursuant to the oral instructions issued by Trial Chamber III (“Chamber”) during the Status Conference held on 27 May 2026 (“Status Conference” and “Instructions”, respectively),¹ the Registry hereby transmits five Protocols in the record of the case of the *Prosecutor v. Rodrigo Roa Duterte* (“Case”).

II. Procedural history

2. On 27 May 2026, during the Status Conference, the Chamber ordered the Registry to file in the record of the Case: (i) the Witness Preparation Protocol;² and (ii) the Protocol on the practices to be used to familiarise witnesses for giving testimony at trial (“Familiarisation Protocol”)³, as used in the case of the *Prosecutor v. Ali Muhammad Ali Abd-Al- Rahman* (“Ali Kushayb”) (“Abd-Al- Rahman Case”).⁴
3. Furthermore, the Chamber ordered the Registry to liaise with the parties and participants and report back to it on the proposed use of the dual status witness (“Dual Status Witness Protocol”), vulnerability (“Vulnerability Protocol”), and the exceptions to disclosure in the form of redaction of information (“Redactions Protocol”) protocols, by 15 June 2026.⁵

¹ Transcript of 27 May 2026, ICC-01/21-01/25-T-009-CONF-ENG ET, p.45, lines 12-18. The public redacted version of the transcript was notified on 12 June 2026, ICC-01/21-01/25-T-009-Red-ENG WT.

² Trial Chamber I, *Prosecutor v. Ali Muhammad Ali Abd-Al- Rahman* (“Ali Kushayb”), Annex A to “Directions on the conduct of proceedings”, 4 October 2021, ICC-02/05-01/20-478-AnxA.

³ Registry, *Prosecutor v. Ali Muhammad Ali Abd-Al- Rahman* (“Ali Kushayb”), Annex I to “Registry’s Submission of the Protocol on the practices to be used to familiarise witnesses for giving testimony at trial and of the Protocol on the vulnerability assessment and support procedure used to facilitate the testimony of vulnerable witnesses”, 9 May 2022, ICC-02/05-01/20-688-AnxI.

⁴ Transcript of 27 May 2026, ICC-01/21-01/25-T-009-CONF-ENG ET, p.45, lines 14-16.

⁵ Transcript of 27 May 2026, ICC-01/21-01/25-T-009-CONF-ENG ET, p.45, lines 16-18.

III. Submissions

Vulnerability Protocol

4. Pursuant to the Instructions, the Registry's Victims and Witnesses Unit ("VWU") consulted the parties and participants⁶ regarding the use of the version of the Vulnerability Protocol as adopted in the cases before the Court, most recently in *Prosecutor v. Mahamat Said Abdel Kani*⁷. The parties and participants informed the VWU that they have no objection to the use of said Protocol.⁸
5. Considering the agreement of the use of the Vulnerability Protocol, the VWU hereby transmits it as Annex III to the present filing.

Familiarisation protocol

6. The VWU informs the Chamber that it has made a minor change to paragraph 3 of the Familiarisation Protocol adopted in the Abd-Al-Rahman Case in order to reflect the name of the present case.

Dual Status Witness Protocol

7. In line with the Instructions, the Victims Participation and Reparations Section ("VPRS") of the Registry, after liaising with the VWU,⁹ consulted the parties and participants regarding the use of the Dual Status Witness Protocol.¹⁰ The VPRS circulated the version of the Dual Status Witness Protocol most recently filed in the case of *The Prosecutor v. Khaled Mohamed Ali El Hishri*¹¹ to which, it proposed a number of amendments that were accepted by the VWU.¹²

⁶ VWU email to parties and participants sent on 02 June 2026 at 16:13.

⁷ ICC-01/14-01/21- 446-AnxII.

⁸ Emails to VWU from (1) CLRVs received on 04 June 2026 at 16:14; (2) OTP received 08 June 2026 at 13:46 and (3) Defence received on 08 June 2026 at 14:05.

⁹ VPRS email to VWU sent on 04 June 2026 at 18:23.

¹⁰ VPRS email to parties and participants sent on 10 June 2026 at 17:37.

¹¹ Registry, "Registry Submission of the Dual Status Witness Protocol", ICC-01/11-01/25-63-Anx, 30 January 2026.

¹² Exchanges between VPRS and VWU between 08 and 10 June 2026.

8. The final version of the protocol agreed by the Prosecutor (“OTP”),¹³ the Defence team of Mr Duterte (“Defence”),¹⁴ and the Common Legal Representatives of Victims (“CLRVs”)¹⁵ is transmitted as Annex IV of the present filing. The amendments are reflected in footnotes.

Redactions Protocol

9. Finally, pursuant to the Instructions, the Registry’s Court Management Section (“CMS”) consulted the parties and participants¹⁶ regarding the use of the Redactions Protocol as set out in the Chambers Practice Manual.¹⁷
10. The OTP,¹⁸ the Defence,¹⁹ and the CLRVs²⁰ consented to the use of the Redactions Protocol. Furthermore, the CLRVs proposed an amendment,²¹ consisting of the addition of the procedure concerning redactions to be applied to the victim application forms and related material of dual status witnesses as set out in the case of the *Prosecutor v. Alfred Yekatom and Patrice-Edouard Ngaïssona*.²² The OTP²³ and the Defence²⁴ raised no objections to the amendment proposed by the CLRVs. The Redactions Protocol, transmitted as Annex V to the present filing, includes the CLRVs proposed amendment in paragraphs 8-10.

¹³ OTP email to CLRVs received on 12 June 2026 at 17:49.

¹⁴ Defence email to VPRS received on 12 June 2026 at 16:51.

¹⁵ CLRVs email to VPRS received on 12 June 2026 at 18:56.

¹⁶ CMS email to parties and participants sent on 02 June 2026 at 15:17.

¹⁷ Chambers Practice Manual, 21 October 2024, pages 22 – 25, paras 98 – 100, [Chambers Practice Manual - Eighth edition](#).

¹⁸ OTP email to CMS received on 10 June 2026 at 12:16.

¹⁹ Defence email to CMS received on 10 June 2026 at 16:44.

²⁰ CLRVs email to CMS received on 10 June 2026 at 16:58.

²¹ Id.

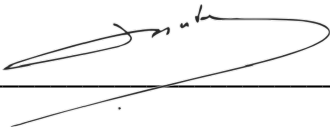
²² Trial Chamber V, “Decision on Protocols at Trial”, 08 June 2020, ICC-01/14-01/18-677-Anx3, paras. 9 – 11.

²³ OTP email to CMS received on 12 June 2026 at 14:50.

²⁴ Defence email to CMS received on 12 June 2026 at 13:53.

11. Consequently and pursuant to the Instructions, the Registry hereby files the five protocols in the record of the case, namely:

- 1) Witness Preparation Protocol, as Annex I;
- 2) Familiarisation Protocol, as Annex II;
- 3) Vulnerability Protocol as Annex III;
- 4) Dual Status Witness Protocol as Annex IV;
- 5) Redactions Protocol as Annex V.

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke, positioned above a solid horizontal line.

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

Dated this 15 June 2026

At The Hague, The Netherlands