

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 17 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 public Annex**

**Registry's Report Pursuant to the Chamber's Oral Decision issued on 27 May 2026
on Consultations with Parties and Participants
Regarding the 'E-Court Protocol'.**

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
IMSS

I. INTRODUCTION

1. Pursuant to the oral instructions issued by Trial Chamber III (“Chamber”) during the Status Conference held on 27 May 2026,¹ the Registry hereby submits its report on consultations with the Parties and Participants regarding the Unified Technical Protocol for the provision of evidence, witness and victims information in electronic form (“E-Court Protocol”), and transmits the proposed amended E-Court Protocol in the record of the case of the *Prosecutor v. Rodrigo Roa Duterte* (“Case”).

II. PROCEDURAL HISTORY

2. On 30 April 2026, the Chamber issued its “Order Scheduling First Status Conference”.²
3. On 27 May 2026, during the First Status Conference hearing, the Chamber instructed the Registry to liaise with the parties and participants and submit, by 15 June 2026, a report on the proposed amendments to the E-Court Protocol regarding the submission of evidence.³
4. On 5 June 2026, the Court Management Section (“CMS”) submitted observations on the Directions on the Conduct of the Proceeding, and invited the Chamber, parties and participants to make use of the witness-

¹ Transcript of 27 May 2026, ICC-01/21-01/25-T-009-CONF-ENG ET, p. 45, lines 19 – 21. 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 III, “Order Scheduling First Status Conference”, ICC-01/21-01/25-423, 30 April 2026.

³ *Supra*. note 1.

entity and evidentiary-materials (“E-binders”) modules in the Judicial Workflow Platform (“JWP”) throughout the trial.⁴

5. On 12 June 2026, CMS requested an extension of time until 17 June 2026 to submit its report on consultations with the parties and participants regarding the use of the JWP modules (“Request”).⁵ The Chamber granted the Request and instructed the Registry, where an agreement had been reached, to file the proposed amended Protocol on the record (“Instruction”).⁶

III. SUBMISSIONS

6. CMS hereby informs the Chamber that it held meetings with the Defence for Mr Duterte (“Defence”), the Office of the Prosecutor (“Prosecution”) and the Common Legal Representatives of Victims (“CLRV”) to present the JWP witness and E-binder modules relevant to the submission of evidence.⁷
7. During those meetings, CMS explained that the witness module is designed to manage, store and report data relating to a witness involved in the proceedings. It further explained that the E-binders module is intended to facilitate the submission of evidence throughout the course of the trial. Should an agreement be reached among the parties and participants, the JWP would replace the JEM/Nuix for the recording of witness-related metadata and the status of evidentiary materials.

⁴ Registry, “Registry’s Observations on the Directions on the Conduct of the Proceeding, adopted in the Prosecutor v. Ali Muhammad Ali Abd-Al-Rahman case (ICC-02/05-01/20-478 dated 04 October 2021)”, ICC-01/21-01/25-454, 05 June 2026.

⁵ Email from CMS to Trial Chamber III, parties and participants, on 12 June 2026 at 15:20.

⁶ Email from Trial Chamber III to CMS, parties and participants, on 12 June 2026 at 16:56.

⁷ Meetings with the Defence and the CLRV were held on 3 June 2026. Meeting with the Prosecution was held on 4 June 2026.

8. At their requests, CMS held further meetings with the Prosecution and the Defence to discuss technical and staffing capacity constraints concerning the migration and updating of metadata as well as the uploading of evidentiary materials into the JWP at the present stage of the proceeding.⁸ In response to the concerns raised, the Registry provided the parties and participants with a comprehensive document outlining the JWP processes, granted access to the test environment to enable them to explore the modules,⁹ and offered assistance in carrying out specific processes on their behalf.

On the Witness Module

9. Following consultations among parties and participants, CMS was informed that the Prosecution, Defence and CLRV consider the witness module to be beneficial and recognise its potential to serve as a valuable central resource for linking critical information related to trial witnesses.¹⁰

On the Evidentiary-Materials ("E-binders") Module

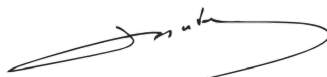
10. The Prosecution, Defence and CLRV expressed concerns regarding the use of the E-binders module. Their primary concern relates to the requirement to re-upload evidentiary materials into JWP and to manage document metadata within the E-Binders module. The Prosecution and Defence submitted that this process appears unnecessarily duplicative and creates uncertainties regarding data ownership and management across the two platforms.

⁸ Meeting with the Prosecution was held on 9 June 2026 and the Defence on 11 June 2026.

⁹ Email from CMS to the parties and participants on 10 June 2026 at 17.50, attaching JWP User Guide and instructions on how to explore in the test environment.

¹⁰ Email sent by the Prosecution to CMS and the parties and participants on 16 June 2026 at 09.35.

11. Additionally, the Defence submitted that further testing is required to ensure consistency of metadata fields between JWP and Defence JEM. The Defence also expressed concerns regarding the registration of evidence produced in court exclusively on the JWP, and submitted that, should the Chamber order the use of the E-binders module in JWP, the Registry should nonetheless be directed to ensure that metadata is also updated in JEM, in order to safeguard the integrity of the case record and ensure comprehensiveness of a unified database.¹¹
12. As a result of the consultations, CMS informs the Chamber that the proposed E-court Protocol filed in the case has been amended to incorporate the use of the JWP witness module,¹² as agreed upon by the parties and participants.¹³
13. Consequently and pursuant to the Instruction, the Registry hereby submits as annex the proposed amended E-Court Protocol in the record of the case.



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

Dated this 17 June 2026

At The Hague, The Netherlands

¹¹ *Idem.*

¹² Email from CMS to the parties and participants on 16 June 2026 at 16.07, on 17 June 2026 at 11.19 and 12.34.

¹³ Email sent by the Prosecution to CMS and the parties and participants on 17 June 2026 at 10.02 and 12.48. Email sent by the Defence to CMS and the parties and participants on 17 June 2026 at 09.21, 12.10 and 13.43. Email sent by the CLRV to CMS and the parties and participants on 17 June 2026 at 09.59 and 14.25.