

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 25 June 2026

TRIAL CHAMBER III

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

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

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

PUBLIC

Public Redacted Version of “Registry’s observations on the “Prosecution’s second request for materials in the custody of the Registry” (ICC-01/21-01/25-460-Conf-Exp)” dated 16 June 2026 (ICC-01/21-01/25-467-Conf-Exp)

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. Following the Prosecution's second request for materials in the custody of the Registry" ("Second Request")¹ dated 9 June 2026, Trial Chamber III ("Chamber") ordered the Registry to provide observations thereon by no later than 16 June 2026.² In compliance with this order, the Registry hereby submits its observations.

II. PROCEDURAL HISTORY

2. On 14 March 2025, the Registry submitted its "Report on the Arrest and Surrender of Mr Rodrigo Rao Duterte".³
3. On 1 April 2025, the Registry submitted its "Addendum to the Report of the Registry on the Arrest and Surrender of Mr Rodrigo Roa Duterte".⁴
4. On 1 May 2026, the Office of the Prosecutor ("Prosecution") submitted its "Prosecution's request for materials in the custody of the Registry" ("First Request").⁵
5. On 7 May 2026, Trial Chamber III ordered the Registry to submit observations on the First Request.⁶

¹ Office of the Prosecutor, "Prosecution's second request for materials in the custody of the Registry" ("Second Request"), 9 June 2026, ICC-01/21-01/25-460-Conf-Exp.

² Email from Trial Chamber III to the Registry on 9 June 2026 at 17.30.

³ Registry, "Report of the Registry on the Arrest and Surrender of Mr Rodrigo Roa Duterte", 14 March 2025, ICC-01/21-01/25-91-Conf.

⁴ Registry, "Addendum to the Report of the Registry on the Arrest and Surrender of Mr Rodrigo Roa Duterte", 1 April 2025, ICC-01/21-01/25-98-Conf.

⁵ Office of the Prosecutor, "Prosecution's request for materials in the custody of the Registry", 1 May 2026, ICC-01/21-01/25-425-Conf-Exp.

⁶ Email from Trial Chamber III to the Registry on 7 May 2026 at 17.04.

6. On 18 May 2026, the Registry submitted its observations on the First Request.⁷
7. On 18 May 2026, the Defence submitted its “Response to Prosecution’s request for materials in the custody of the Registry”.⁸
8. On 28 May 2026, the Chamber issued its “Decision on the Prosecution’s request for materials in the custody of the Registry”.⁹
9. On 9 June 2026, the Prosecution submitted its Second Request.¹⁰
10. On 9 June 2026, Trial Chamber III ordered the Registry to submit observations on the Second Request.¹¹

III. LEVEL OF CLASSIFICATION

11. Pursuant to regulation 23 *bis* (2) of the Regulations of the Court (“RoC”), the present submission is classified as confidential *ex parte* only available to the Prosecution, the Defence and the Registry as it refers to filings of the same level of classification.

IV. OBSERVATIONS

12. In its Second Request, the Prosecution requests the Chamber to order the Registry to make the following items available to the Prosecution: “(i) [REDACTED]; (ii) [REDACTED]; and (iii) all keys in the Registry’s custody (together, the “Requested Materials”)”.¹²

⁷ Registry, “Registry’s observations on the “Prosecution’s request for materials in the custody of the Registry” (ICC-01/21-01/25-425-Conf-Exp)”, 18 May 2026, ICC-01/21-01/25-442-Conf-Exp. A confidential redacted version was filed on the same day.

⁸ Defence, “Response to Prosecution’s request for materials in the custody of the Registry”, 18 May 2026, ICC-01/21-01/25-444-Conf-Exp.

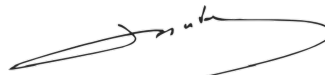
⁹ Trial Chamber III, “Decision on the Prosecution’s request for materials in the custody of the Registry”, 28 May 2026, ICC-01/21-01/25-451-Conf-Exp, para. 8.

¹⁰ Office of the Prosecutor, Second Request.

¹¹ Email from Trial Chamber III to the Registry on 9 June 2026 May at 17.30.

¹² Office of the Prosecutor, Second Request, paras. 4 and 8.

13. Should the Chamber grant the Second Request, the Requested Items, which are currently held at the ICC Detention Centre as part of Mr Duterte's personal belongings pursuant to regulation 192 of the Regulations of the Registry,¹³ would be transferred by the Registry's Detention Section to the custody of the Court Management Section ("CMS") and placed in the Registry vault. The CMS would then be able to make any of the Requested Materials available to the Prosecution for consultation, or otherwise as directed by the Chamber.



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

Dated this 25 June 2026

At The Hague, The Netherlands

¹³ Registry, "Registry's observations on the "Prosecution's request for materials in the custody of the Registry" (ICC-01/21-01/25-425-Conf-Exp)", 18 May 2026, ICC-01/21-01/25-442-Conf-Exp, paras. 8-9.