Cour Pénale Internationale

International Criminal Court

Original: **English**

No.: **ICC-01/04-02/06**
Date: **9 November 2026**

TRIAL CHAMBER II

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

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

IN THE CASE OF
THE PROSECUTOR v. BOSCO NTAGANDA

Public

Ninth decision on the VPRS' determinations of victims' eligibility for reparations and priority status

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**

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

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

☐ **States' Representatives**

☒ **Trust Fund for Victims**

REGISTRY

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. Bosco Ntaganda*, having regard to article 75 of the Rome Statute, issues this 'Ninth decision on the VPRS' determinations of victims' eligibility for reparations and priority status'.

1. On 8 March 2021, Trial Chamber VI delivered the Reparations Order.[1]

2. On 14 July 2023, the Chamber, in a prior composition, issued an addendum to the Reparations Order, in which it, *inter alia*, detailed the substantive aspects of the procedure for carrying out the eligibility assessment of victims at the implementation stage.[2]

3. On 11 August 2023, the Chamber, in a prior composition, tasked the Registry, through the Victims Participation and Reparations Section (the 'VPRS'), with carrying out the administrative eligibility assessment of beneficiaries for reparations.[3]

4. Between 20 August 2024 and 18 August 2026, the Chamber issued eight decisions on the VPRS' determinations of victims' eligibility for reparations and priority status.[4]

[1] Reparations Order, ICC-01/04-02/06-2659.
[2] Addendum to the Reparations Order of 8 March 2021, ICC-01/04-02/06-2659, ICC-01/04-02/06-2858-Conf (public redacted version notified on the same date, ICC-01/04-02/06-2858-Red) (with public Annex I, confidential *ex parte* and confidential Annex II, and public Annex III), paras 34-148.
[3] First Decision on the Trust Fund for Victims' Draft Implementation Plan for Reparations, ICC-01-04-02/06-2860-Conf (public redacted version notified on 30 August 2023, ICC-01/04-02/06-2860-Red), para. 185(a). *See also* Second Decision on the Trust Fund for Victims' Draft Implementation Plan for Reparations, 27 February 2024, ICC-01/04-02/06-2894-Conf (public redacted version notified on the same date, ICC-01/04-02/06-2894-Red), para. 145, in which the Chamber, in a prior composition, instructed the Registry to file, every four months, an update report on the eligibility determinations; Decision on the First Registry Periodic Report on Eligibility Determinations for Reparations, 20 August 2024, ICC-01/04-02/06-2904-Conf (public redacted version filed on the same date, ICC-01/04-02/06-2904-Red), para. 9, in which the Chamber approved the Registry's proposal to submit eligibility determinations in batches of 50 victims' dossiers in addition to its quarterly periodic reports, to facilitate faster integration of victims into the Initial Draft Implementation Plan programme.
[4] Decision on the First Periodic Report, 20 August 2024, ICC-01/04-02/06-2904-Red; Decision on the Second Registry Periodic Report on Eligibility Determinations for Reparations, 3 December 2024, ICC-01/04 02/06-2910-Conf (public redacted version notified on 13 January 2025, ICC-01/04-02/06-2910-Red); Third decision on the VPRS determinations of victims' eligibility for reparations and priority status, 14 February 2025, ICC-01/04 02/06-2914; Fourth decision on the VPRS determinations of victims' eligibility for reparations and priority status, 13 March 2025, ICC-01/04-02/06-2918; Fifth decision on the VPRS determinations of victims' eligibility for reparations and priority status, 11 July 2025, ICC-01/04-02/06-2924; Sixth decision on the VPRS determinations of victims' eligibility for reparations and priority status and order for further information on the VPRS' request for extension of time and proposal on the reporting of eligibility determinations, 19 December 2025, ICC-01/04 02/06-2929 (with one confidential annex); Seventh decision on the VPRS determinations of victims' eligibility for reparations and priority status, 15 June 2026, ICC-01/04-02/06-2935; Eighth decision on the VPRS determinations of victims' eligibility for reparations and priority status, 18 August 2026, ICC-01/04-02/06-2938.

5. On 2 April 2026, the Chamber granted requests by the VPRS to (i) extend the deadline to complete its administrative eligibility process and (ii) adopt a modified 'A-B-C approach' on the reporting of determinations on victims' eligibility (the 'A-B-C Decision').[5]

6. On 28 October 2026, the VPRS submitted its 'Seventh Registry Periodic Report on Eligibility for Reparations and Priority Treatment Determinations' (the 'Seventh Registry Periodic Report'), in which it, *inter alia*, reports on: (i) the results of its determinations on victims' eligibility for reparations, their priority status and urgent needs, completed from 29 June to 27 October 2026 (the 'Reporting Period');[6] and (ii) its activities relating to the identification and notification processes during the Reporting Period.[7]

7. The VPRS informs the Chamber that during the Reporting Period, it identified 848 victims as eligible for reparations under group A,[8] encompassing 764 victims of the attacks and 84 victims of crimes against children conscripted or enlisted into armed groups and used in hostilities.[9] Among the victims of the attacks, the VPRS identified 296 victims eligible for priority treatment.[10]

8. The Chamber, noting that the VPRS has followed the procedure established in the A-B-C Decision for the transmission of group A applications,[11] and in accordance with its oversight mandate,[12] approves the VPRS' eligibility determination of the 848 victims identified as eligible for reparations, including the prioritisation of the 296 victims.

9. Lastly, the Chamber notes the challenges that the current security situation in the Ituri region and the Ebola outbreak in the DRC pose to the identification and notification

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[5] Decision on the VPRS' request for extension of time and proposal on the reporting of eligibility determinations, ICC-01/04-02/06-2933, paras 13-15, 18-20, p. 8. *See also* Fifth Registry Periodic Report on Eligibility for Reparations and Priority Treatment Determinations and Request for Extension of Time, ICC-01/04-02/06-2928-Conf (with confidential annexes I, II and III; corrigendum of Annex III notified on 28 November 2025) (public redacted version notified on 21 November 2025, ICC-01/04-02/06-2928-Red), paras 4, 55; email from the VPRS, 9 December 2025, at 15:14.

[6] Seventh Registry Periodic Report, ICC-01/04-02/06-2940-Conf (with one confidential annex), paras 2, 21-24, 40. *See also* email from the VPRS, 29 October 2026, at 10:04, in which the VPRS transmitted the victims' dossiers to the Chamber and informed that it also provided the Trust Fund for Victims with access to such dossiers, outside of the case record.

[7] Seventh Registry Periodic Report, ICC-01/04-02/06-2940-Conf, paras 3, 29-39.

[8] Seventh Registry Periodic Report, ICC-01/04-02/06-2940-Conf, paras 21, 40, n. 28.

[9] Seventh Registry Periodic Report, ICC-01/04-02/06-2940-Conf, paras 21. *See also* paras 25-26.

[10] Seventh Registry Periodic Report, ICC-01/04-02/06-2940-Conf, paras 21-22, 24, n. 33.

[11] A-B-C Decision, ICC-01/04-02/06-2933, para. 19.

[12] First Decision on the DIP, ICC-01/04-02/06-2860-Red, paras 11, 185(f). *See also* A-B-C Decision, ICC-01/04-02/06-2933, para. 19, where the Chamber decided that for group A applications, it 'will ratify the assessments through a decision unless a clear, material error in the VPRS' assessment is identified'.

processes.[13] The Chamber commends the VPRS for its work and commitment amidst the reported difficulties.

FOR THESE REASONS, THE CHAMBER HEREBY

APPROVES the VPRS's eligibility determination and priority treatment of the 848 victims found eligible for reparations, as referred to in paragraph 8 above.

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 9 November 2026
At The Hague, The Netherlands

[13] Seventh Registry Periodic Report, ICC-01/04-02/06-2940-Conf, paras 29-33.