

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-03/09

Date: 17 October 2011

TRIAL CHAMBER IV

Before: Judge Joyce Aluoch, Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Silvia Fernandez de Gurmendi

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
*THE PROSECUTOR v. ABDALLAH BANDA ABAKAER NOURAIN
AND SALEH MOHAMMED JERBO JAMUS***

**Public
with one Confidential Annex**

Disclosure of identity of victims a/1646/10 and a/1647/10

Source: Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Mr Luis Moreno Ocampo
Ms Fatou Bensouda

Counsel for the Defence

Mr Karim A.A. Khan
Mr Nicholas Koujian

Legal Representatives of the Victims

Ms Hélène Cissé
Mr Jens Dieckmann

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

Ms Silvana Arbia

Counsel Support Section

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

Ms Maria Luisa Martinod-Jacome

Detention Section

**Victims Participation and Reparations
Section**

Ms Fiona McKay

Other

Sir Geoffrey Nice and Rodney Dixon

The Registrar of the International Criminal Court (“the Court”);

NOTING Trial Chamber IV’s Order requesting observations from the legal representatives on the agreement as to evidence pursuant to Rule 69 of the Rules of Procedure and Evidence dated 22 June 2011 and instructing representatives of participating victims to consult with their clients to determine whether they agree to the disclosure of their identities;¹

NOTING the Notification by Sir Geoffrey Nice and Rodney Dixon, the Legal Representatives for Victims a/1646/10 and a/1647/10, of Modification of the Anonymous Status of the Two Victims;²

NOTING the email sent by the Case Manager of Sir Geoffrey Nice and Rodney Dixon dated 27 July 2011 to the Defense Counsel, the Legal Officers of Trial Chamber IV and the Victims’ Participation and Reparations Section revealing the identities of Victims a/1646/10 and a/1647/10;

NOTING the email sent by the Legal Officer of the Trial Chamber on 28 July 2011 to the Legal Representatives of Victims a/1646/10 and a/1647/10 instructing the Registry to file in the record of the case, in consultation with the Legal Representatives concerned, the relevant information relating to the identity of the victims they represent and who have given his/her consent to the disclosure of his/her identity to the parties;

NOTING the Notification of appointment of common legal representatives of victims dated 14 September 2011;³

¹ ICC-02/05-03/09-165

² ICC-02/05-03/09-180

³ ICC-02/05-03/09-215

NOTING article 68(1) and (3) of the Rome Statute, rule 89(1) of the Rules of Procedure and Evidence and regulation 86(5) of the Regulations of the Court;

CONSIDERING that Victims a/1646/10 and a/1647/10 have expressed to their legal representatives their agreement to having their anonymity lifted towards the parties;⁴

CONSIDERING that the names of those victims has been disclosed by their legal representatives by way of email addressed to the parties, the participants, the Legal Officers of Trial Chamber IV and the Victims' Participation and Reparations Section;⁵

CONSIDERING that the Chamber has instructed the Registry to file the relevant information regarding the identity of victims who have given their consent to lift their anonymity towards the parties;⁶

CONSIDERING that the victims have further agreed to disclose their dates of birth to the parties;⁷

CONSIDERING that only the years of birth of the victims is known to the Registry;

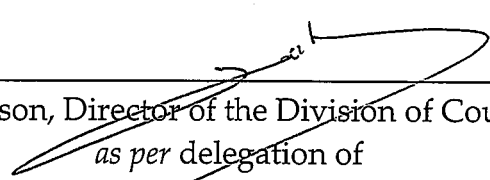
⁴ See email sent by the Case Manager of Sir Geoffrey Nice and Rodney Dixon dated 27 July 2011 to the Defense Counsel, the Legal Officers of Trial Chamber IV and the Victims' Participation and Reparations Section revealing the identities of Victims a/1646/10 and a/1647/10

⁵ Email of the Case Manager of the Case Manager of Sir Geoffrey Nice and Rodney Dixon to the VPRS dated 21 September 2011

⁶ Email of the Legal Officer of Trial Chamber IV to the parties and participants, and the Victims Participation and Reparations Section, dated 02 September 2011

⁷ Email of the Case Manager of Sir Geoffrey Nice and Rodney Dixon to the VPRS dated 21 September 2011

TRANSMITS to the parties, in the record of the case, the identity of the two victims who have agreed to lift their anonymity as well as their years of birth;⁸



Marc Dubuisson, Director of the Division of Court Services
as per delegation of
Silvana Arbia, Registrar

Dated this 17 October 2011
At The Hague, The Netherlands

⁸ Annex 1