

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

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

Date: 6 February 2012

**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 Annex 1 and Annex 2 both Confidential and *EX PARTE*  
only available to the Registry  
and Annexes 1 and 2 both Confidential Redacted**

**Addenda to the transmission to the Trial Chamber and to the parties and legal  
representatives of the applicants of applications a/0657/09 and a/2868/10 for  
participation in the proceedings (ICC-02/05-03/09-216 and ICC-02/05-03/09-244)**

**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 Andrew J. Burrow

**Legal Representatives of the Victims**

Ms H       Ciss  

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**

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**Registrar**

Ms Silvana Arbia

**Counsel Support Section**

Mr Esteban Peralta Losilla

**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**

**The Registrar of the International Criminal Court ("the Court");**

**NOTING** the Registry's transmission to Trial Chamber IV ("Chamber") of six applications for participation in the proceedings of *the Prosecutor v. Abdallah Banda Abakaer Nourain and Saleh Mohammed Jerbo Jamus* ("Banda and Jerbo case") dated 16 September 2011, including that of applicants a/0657/09 and a/2868/10;<sup>1</sup>

**NOTING** the Corrigendum to the Chamber's Decision on the Registry's Report on six applications to participate in the proceedings, dated 28 October 2011, which ordered the Registry to transmit to the prosecution and to the defence a redacted version of the applications filed to the Chamber on 16 September, including that of applications a/0657/09 and a/2868/10;<sup>2</sup>

**NOTING** the Registry's transmission to the Defence and to the Office of the Prosecutor of the six redacted applications for participation in the proceedings of 3 November 2011;<sup>3</sup>

**NOTING** articles 68(1) and 68(3) of the Rome Statute, rules 85, 89(1) and 90 of the Rules of Procedure and Evidence ("RPE") and regulation 86(4) of the Regulations of the Court;

**CONSIDERING** that annexes 1 and 2 of the present Addenda are filed with the status "confidential and *ex parte*, only available to the Registry" in order to sufficiently protect the identity of the applicants;

**CONSIDERING** that on 12 January 2012 the Victims Participation and Reparations Section ("VPRS") of the Registry received two application forms for participation in *the Banda and Jerbo case*, together with identity documents, and identified them as

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<sup>1</sup> ICC-02/05-03/09-216.

<sup>2</sup> ICC-02/05-03/09-231-Corr.

<sup>3</sup> ICC-02/05-03/09-244.

supplementary information for applications a/0657/09 and a/2868/10, which are currently pending before the Chamber;<sup>4</sup>

**CONSIDERING** that both applicants have expressed their wish to be represented by the Common Legal Representatives of the victims participating in the *Banda and Jerbo* proceedings;<sup>5</sup>

**TRANSMITS** to the Chamber the consolidated non-redacted versions of applications a/0657/09 and a/2868/10, which contain the original applications transmitted to the Chamber on 16 September 2011 with the supplementary information added;

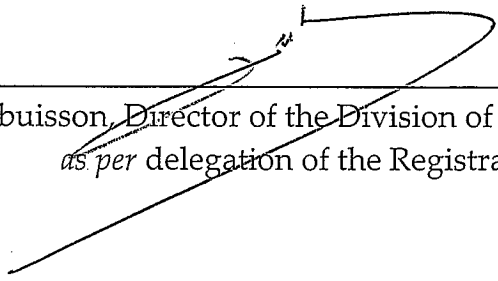
**TRANSMITS** to the parties and legal representatives the consolidated redacted version of applications a/0657/09 and a/2868/10, which contain the original applications transmitted to the parties and legal representatives on 3 November 2011 with the supplementary information added;

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<sup>4</sup> ICC-02/05-03/09-216-Conf-Exp-Anx2 and ICC-02/05-03/09-216-Conf-Exp-Anx4.

<sup>5</sup> Applicant a/0657/09 provided this information in the newly collected application form whereas applicant a/2868/10 has clarified this matter on 16 January 2012 during a phone conversation with the Associate Legal Officer of the VPRS. Both applicants had been previously represented by Me Akin Akinbote. See VPRS-A-2011-130 together with Annexes.

NOTIFIES the parties and participants of the change in legal representation of applicants a/0657/09 and a/2868/10.



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

Dated this 6 February 2012  
At The Hague, The Netherlands

List of Annexes:

- Annex 1: application a/0657/09
- Annex 2: application a/2868/10