



Original: **English**

No.: **ICC-01/09-02/11**

Date: **21 March 2013**

TRIAL CHAMBER V

Before: Judge Kuniko Ozaki, Presiding Judge
Judge Christine Van den Wyngaert
Judge Chile Eboe-Osuji

SITUATION IN THE REPUBLIC OF KENYA

**IN THE CASE OF
*THE PROSECUTOR v. UHURU MUIGAI KENYATTA***

**Public
With one annex**

Second periodic report on the general situation of victims in Kenya

Source: Registry

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

The Office of the Prosecutor

Ms Fatou Bensouda

Counsel for the Defence

Defence of Uhuru Muigai Kenyatta

Mr Steven Kay

Ms Gillian Higgins

Legal Representatives of the Victims

Mr Fergal Gaynor

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

**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

Detention Section

**Victims Participation and Reparations
Section**

Ms Fiona McKay

Other

The Registrar of the International Criminal Court;

NOTING Pre-Trial Chamber II's Decision on victim participation, notified on 26 August 2011, accepting 233 victims to participate in the present case;¹

NOTING Pre-Trial Chamber II's Decision to confirm the charges, notified on 26 January 2012;²

NOTING Trial Chamber V's Decision on victims' representation and participation notified on 3 October 2012, directing the Victims Participation and Reparation Section (the "VPRS") to file every two months, in cooperation with the Common Legal Representative, once appointed, a comprehensive report on the general situation of victims as a whole, including statistics about the victims' population and information in relation to registered and non-registered victims (the "3 October Decision");³

NOTING Trial Chamber V's Decision on the withdrawal of charges against Mr Muthaura notified on 18 March 2013, terminating the proceedings against Mr Muthaura, and ordering the Registry to remove his name from the case name for all subsequent filings;⁴

NOTING articles 68(1) and (3) of the Rome Statute and rule 16 of the Rules of Procedure and Evidence;

¹ ICC-01/09-02/11-267.

² ICC-01/09-02/11-382-Red.

³ ICC-01/09-02/11-498, paragraph 54 and Part VI.

⁴ ICC-01/09-02/11-696

TRANSMITS the second periodic report as an annex to the present document, in compliance with the 3 October Decision.



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

Dated this 21 March 2013

At The Hague, The Netherlands