



Original: English

No.: ICC-01/04-02/06
Date: 5 February 2015

TRIAL CHAMBER VI

Before: Judge Robert Fremr, Presiding Judge
Judge Kuniko Ozaki,
Judge Geoffrey Henderson

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
*THE PROSECUTOR V. BOSCO NTAGANDA***

**Public
with one Public Annex**

**Victims and Witnesses Unit's submission of the Protocol on the vulnerability
assessment and support procedure used to facilitate the testimony of vulnerable
witnesses pursuant to Order n° ICC-01/04-02/06-416**

Source: The 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
Mr James Stewart
Ms Nicole Samson

Counsel for the Defence

Mr Stéphane Bourgon
Mr Luc Boutin

Legal Representatives of the Victims

Ms Sarah Pellet
Mr Dmytro Suprun

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**

Mr Xavier-Jean Keita

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

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

NOTING the “Registry submission pursuant to Order Scheduling a Status Conference and Setting a provisional Agenda” filed on 14 August 2014;¹

NOTING the “Order setting deadlines for the filing of submissions on outstanding protocols” issued by Trial Chamber VI (the “Chamber”) on 18 December 2014;²

NOTING the “Victims and Witnesses Unit’s submission pursuant to Order n° ICC-01/04-02/06-416” filed on 22 December 2014 (the “submission”);³

NOTING articles 43(6) and 68(1) and (4) of the Rome Statute, rules 16 to 19, 86 and 87 of the Rules of Procedure and Evidence, regulation 23*bis* of the Regulations of the Court and regulations 79 to 96 of the Regulations of the Registry;

CONSIDERING that the Chamber directed “the Prosecution, the Defence, the LRVs and the VWU to file their submissions on the draft Protocol on vulnerable witnesses as filed by the Registry by 6 February 2015”;

CONSIDERING that in its submission the Registry has filed the “Protocol on the vulnerability assessment and support procedure used to facilitate the testimony of vulnerable witnesses”⁴ (the “Protocol”), as already filed in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo*, in the case of *The Prosecutor v. William Samoei Ruto and Joshua Arap Sang*, in the case of *The Prosecutor v. Laurent Gbagbo* and in the case of *The Prosecutor v. Charles Blé Goudé*;

¹ ICC-01/04-02/06-350.

² ICC-01/04-02/06-416.

³ ICC-01/04-02/06-419.

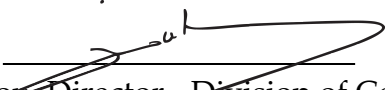
⁴ ICC-01/04-02/06-419-Anx3.

CONSIDERING that this Protocol was therefore used by the parties and the participants as a basis for their discussions in view of its adoption in the abovementioned cases;

CONSIDERING that the parties, the participants, and the Victims and Witnesses Unit (the “VWU” or the “Unit”) met on 16 December 2014 and agreed that the same version of the document should be submitted in the present case;

CONSIDERING that in the meeting, the parties, the participants and the VWU also agreed that the calling party and the legal representative in case of individual enjoying dual status will be provided by the VWU with a copy of the vulnerability assessment performed by the Unit;

RESPECTFULLY SUBMITS, as public document, the “Protocol on the vulnerability assessment and support procedure used to facilitate the testimony of vulnerable witnesses” as annex 1 to the present submission.



Marc Dubuisson, Director - Division of Court Services
per delegation of
Herman von Hebel, Registrar

Dated this 5 February 2015

At The Hague, the Netherlands