

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/11-01/11
Date: 28 November 2014

TRIAL CHAMBER I

Before: Judge Geoffrey Henderson, Presiding Judge
Judge Cuno Tarfusser
Judge Olga Herrera Carbuccion

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

**IN THE CASE OF
*THE PROSECUTOR v. LAURENT GBAGBO***

**PUBLIC
With one public Annex**

**Victims and Witnesses Unit's Proposed Mechanisms for Exchange of Information
on individuals Enjoying Dual Status**

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

Mr James Stewart

Mr Eric MacDonald

Counsel for the Defence

Mr Emmanuel Altit

Ms Agathe Bahi Baroan

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms Paolina Massida

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

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**

Ms Fiona McKay

Other

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

NOTING the “Decision on certain practicalities regarding individuals who have the dual status of witness and victim” issued by Trial Chamber I on 5 June 2008 in the case of the *Prosecutor v. Thomas Lubanga Dyilo* (the “Lubanga case”); ¹

NOTING the “Victims and Witnesses Unit’s Report on the Proposed Mechanisms for Exchange of Information on individuals Enjoying Dual Status pursuant to Decision ICC-02/05-03/09-545” filed by the Victims and Witnesses Unit on 11 April 2014 before Trial Chamber IV (the “report”) in the case of the *Prosecutor v. Abdallah Banda Abakaker Nourain* (the “Banda case”); ²

NOTING the “Registry's Observations on the "Order scheduling a status conference and setting a provisional agenda" (ICC-02/11-01/11-692)” filed by the Registry on 27 October 2014 (the observations”); ³

NOTING “the Scheduling order and agenda for the status conference on 4 December 2014” issued by Trial Chamber I (the “Chamber”) on 27 November 2014 (the “scheduling order”); ⁴

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

¹ ICC-01/04-01/06-1379.

² ICC-02/05-03/09-556.

³ ICC-02/11-01/11-705.

⁴ ICC-02/11-01/11-730.

CONSIDERING that in its “Decision on certain practicalities regarding individuals who have the dual status of witness and victim” Trial Chamber I endorsed some principles and procedure which were agreed upon by the parties and participants in the Lubanga case;

CONSIDERING that according to the scheduling order of the Chamber, the views of the parties and participants on the proposed mechanisms for exchange of information on individuals with dual status is a topic which is part of the agenda for the status conference on 4 December 2014;

CONSIDERING that in its scheduling order the Chamber instructed the Registry to file the proposed mechanisms for exchange of information on individuals with dual status by Friday 28 November 2014;

CONSIDERING that in order to promote a uniform practice across Chambers, the VWU suggests in annex to the current document mechanisms for exchange of information on individuals enjoying dual status that consist of a consolidation of the mechanisms adopted in the Lubanga case ;⁵

⁵ ICC-01/04-01/06-1379.

RESPECTFULLY SUBMITS the proposed mechanisms for exchange of information on individuals enjoying dual status as an Annex to this submission.



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

Dated this 28 November 2014

At The Hague, The Netherlands