

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 18 January 2013

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Hans-Peter Kaul
Judge Christine Van den Wyngaert

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF THE PROSECUTOR v. LAURENT GBAGBO

Public

With one annex Confidential and *EX PARTE*, only available to the Registry

**Third Report to the Pre-Trial Chamber on applications to participate in the
proceedings**

Source: Registry

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

The Office of the Prosecutor

Fatou Bensouda

Counsel for the Defence

Emmanuel Altit

Agathe Bahi Baroan

Legal Representatives of the Victims

Paolina Massidda

Legal Representatives of the Applicants

Unrepresented Victims

Unrepresented

(Participation/Reparation)

Applicants

The Office of Public Counsel for the Victims

Paolina Massidda

The Office of Public Counsel for the Defence

Mr Xavier-Jean Keita

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Counsel Support Section

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

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 Second Decision of the Single Judge of Pre-Trial Chamber I (respectively the “Single Judge” and the “Chamber”) on issues related to the victims' application process, notified on 5 April 2012 (the “Second Decision”), ordering *inter alia* the Registry to submit to the Chamber each batch of victims' applications received together with a report pursuant to regulation 86(5) of the Regulations of the Court (the “Regulations”), no later than 16 May 2012;¹

NOTING the Registry's First Report to the Chamber on 158 applications to participate in the proceedings, including 6 collective applications² and 57 individual applications (the “Registry First Report”), notified on 16 May 2012;³

NOTING the Single Judge's Decision notified on 4 June 2012 on victims' participation and victims' common legal representation at the confirmation of charges hearing and in the related proceedings, whereby the Single Judge decided *inter alia* to admit 139 applicants as victims participating at the confirmation of charges hearing and in the related proceedings, to reject 18 applications for participation and to defer one application until further information is provided;⁴

NOTING the Registry's Second Report to the Chamber on three applications to participate in the proceedings, which were previously rejected or deferred and have been completed in the meantime, notified on 5 December 2012;⁵

¹ ICC-02/11-01/11-86.

² Grouping a total of 101 individual applicants.

³ ICC-02/11-01/11-123.

⁴ ICC-02/11-01/11-138.

⁵ ICC-02/11-01/11-310+Conf-Exp-Anx.

NOTING the Chamber's Decision notified on 17 December 2012, scheduling the start of the hearing on the confirmation of charges on 19 February 2013 and ordering *inter alia* the Registry to transmit to the Chamber and the parties, in accordance with the Second Decision, any further complete victims' applications for participation received, no later than 18 January 2013 (the "17 December Decision");⁶

NOTING article 68(3) of the Rome Statute, rules 85 and 89 of the Rules of Procedure and Evidence and regulations 86(5) and 23 *bis* of the Regulations of the Court (the Regulations");

CONSIDERING that as of 18 January 2013 the Registry has received a further 73 individual victims' applications to participate in the proceedings,⁷ of which 59 appear to be complete and linked to the present case;

CONSIDERING that, in accordance with Regulation 86(5), the Registry has prepared reports on each of the 59 individual applications assessed by the Registry to be complete and linked to the case (the "Annex"), following the procedure described in Annex 3 of the Registry's First Report;⁸

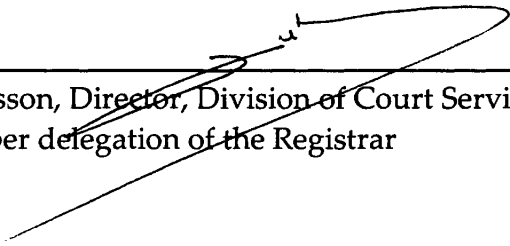
CONSIDERING that the Annex is filed with the status "confidential *ex parte*, only available to the Registry" since it includes information which could serve to identify the applicants, who may thereby be put at risk;

⁶ICC-02/11-01/11-325.

⁷Of these 73 applications for participation in the proceedings received, 13 were assessed by the Registry to be outside the scope of the case and two have been assessed as duplicates. In addition to 73 individual applications for participation, during the relevant period the Registry also received one application for reparations only.

⁸ICC-02/11-01/11-123-Conf-Exp-Anx3.

TRANSMITS to the Chamber the Annex, in compliance with the 17 December Decision.



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

Dated this 18 January 2013

At The Hague, The Netherlands