

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 4 December 2012

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 confidential annex *EX PARTE*, only available to the Registry

Second Report to the 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 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 applications to participate in the proceedings (“The Registry First Report”), dated 16 May 2012;²

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,³ whereby, the Single Judge decided *inter alia* to reject applications a/20071/12 and a/20183/12 and to defer a decision on application a/20058/12 until further information is provided;

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;

CONSIDERING that the Registry received supplementary information in respect of applications a/20058/12, a/20071/12 and a/20183/12 respectively on 16 and 17 June 2012;

CONSIDERING that on 27 November 2012 the Chamber instructed the Registry to transmit to the Chamber and the parties applications a/20058/12, a/20071/12 and

¹ ICC-02/11-01/11-86.

² ICC-02/11-01/11-123.

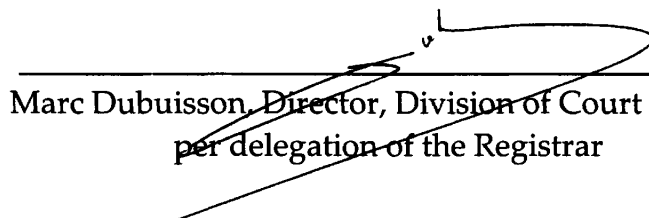
³ ICC-02/11-01/11-138.

a/20183/12, together with the related supplementary information received, under the modalities set out in the Second Decision;⁴

CONSIDERING that, in accordance with Regulation 86(5), the Registry has prepared reports following the procedure described in Annex 3 of the Registry's First Report⁵ on the abovementioned consolidated applications ("Assessment Reports") taking into account the supplementary information received;

CONSIDERING that the assessment reports contain information which could serve to identify the applicants, who may thereby be put at risk, and for that reason are classified by the Registry as "confidential *ex parte*, only available to the Registry";

TRANSMITS to the Chamber the Registry's Second Report on applications a/20058/12, a/20071/12 and a/20183/12 including the related assessment reports, appended hereto as confidential *ex parte* annexes, only available to the Registry.



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

Dated this 4 December 2012

At The Hague, The Netherlands

⁴ Email sent on 27 November 2012 at 14:46 by an Associate Legal Officer in the Chamber to an Associate Legal Officer in the Victims Participation and Reparations Section of the Registry.

⁵ ICC-02/11-01/11-123-Conf-Exp-Anx3.