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Date: **3 February 2016**

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Presiding Judge
Judge Marc Perrin de Brichambaut
Judge Chang-ho Chung

SITUATION IN THE REPUBLIC OF KENYA

Public

**Twenty-First Periodic Report of the Registry on the activities of the Victims
Participation and Reparations Section in the Situation in the Republic of 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

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr. Herman von Hebel

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

Ms. Isabelle Guibal

I. Introduction

1. On 3 November 2010, Pre-Trial Chamber II (the “Chamber”) ordered the Victims Participation and Reparations Section (the “VPRS”) of the Registry to report periodically every three months on the applications received in the Situation of the Republic of Kenya (the “Situation”) and the progress made by the VPRS on its assessments under rule 85 of the Rules of Procedure and Evidence (the “3 November 2010 Decision”).¹
2. The Registry hereby submits its twenty-first periodic report in the Situation covering the period from 4 November 2015 to 3 February 2016.

II. Procedural History

3. Following the Chamber’s issuance of the 3 November 2010 Decision, Trial Chamber V issued decisions on victims’ representation and participation on 3 October 2012 in the two cases of the Situation (the “3 October 2012 Decisions”) outlining a new system for victim participation that no longer requires victims seeking to participate through common legal representation at trial to complete the standard application form.²

III. Classification

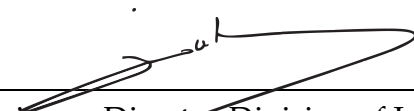
4. The Registry submits the present report in accordance with article 68(1) and (3) of the Rome Statute, rule 16(1) and 89(1) of the Rules of Procedure and Evidence and regulation 86 of the Regulations of the Court.

¹ Pre-Trial Chamber II, “Decision on Victims’ Participation in Proceedings Related to the Situation in the Republic of Kenya”, dated 3 November 2010, ICC-01/09-24, para. 23.

² Trial Chamber V, “Decision[s] on victims/ representation and participation”, dated 3 October 2012, ICC-01/09-01/11-460, para. 49; ICC-01/09-02/11-498, para. 48.

IV. Current Status of Applications for Participation

5. The Registry has not received any standard application forms in relation to the Situation during the reporting period.³ The Registry notes that the total number of forms received in relation to the Situation is 5,807 and that this number includes 4,538 standard application forms⁴ and 1,269 “registration forms”.⁵



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

Dated this 3 February 2016

At The Hague, The Netherlands

³ No new standard application forms have been received since the issuance of the 3 October 2012 Decisions.

⁴ All standard application forms received have been assessed by the Registry as linked to the Situation and entered into the VPRS database.

⁵ The registration forms were designed in accordance with the 3 October 2012 Decisions, *see* Trial Chamber V, “Decision[s] on victims/ representation and participation”, dated 3 October 2012, ICC-01/09-01/11-460, para(s) 49, 50, and 53; ICC-01/09-02/11-498, para(s) 48, 49 and 52. The registration forms are currently used to facilitate participation through the common legal representative in the Case of *The Prosecutor v. William Samoei Ruto and Joshua Arap Sang*. *See* Registry “Nineteenth Periodic Report on the general situation of victims in the case and the activities of the Victims Participation and Reparations Section and the Common Legal Representative in the field” dated 25 January 2016, ICC-01/09-01/11-2021.