

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-02/04-01/15  
Date: 25 October 2017

**TRIAL CHAMBER IX**

**Before:** Judge Bertram Schmitt, Presiding Judge  
Judge Péter Kovács  
Judge Raul C. Pangalangan

**SITUATION IN UGANDA**

**IN THE CASE OF  
*THE PROSECUTOR V. DOMINIC ONGWEN***

**Public  
with Confidential Annexes I and II**

**Notification of the Appointment of Ms Diana Ellis as Legal Adviser  
to Witness P-0138**

**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 Benjamin Gumpert

**Counsel for the Defence of Mr Ongwen**

Mr Krispus Ayena Odongo  
Mr Charles Achaleke Taku

**Legal Representatives of Victims**

Mr Joseph Akwenyu Manoba  
Mr Francisco Cox  
Ms Paolina Massidda

**Unrepresented Applicants  
(Participation/Reparation)**

**Unrepresented victims**

**The Office of Public Counsel for  
Victims**

Ms Paolina Massidda  
Ms Caroline Walter  
Mr Orchlon Narantsetseg

**States' Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Mr Herman von Hebel

**Counsel Support Section**

Mr Esteban Peralta Losilla  
Mr Pieter Vanaverbeke

**Victims and Witnesses Unit**

Mr Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

Ms Diana Ellis

## Introduction

1. The Registry informs the Chamber of the appointment of Ms Diana Ellis as Legal Adviser to Witness P-0138 (“Notification of Appointment”), pursuant to rule 74 (10) of the Rules of Procedure and Evidence ( “Rules”).

## Classification

2. Pursuant to regulation 23 *bis*(1) of the Regulations of the Court (“RoC”), the annexes to the present submission are classified as confidential, as they contain personal information and contact details of Ms Diana Ellis.

## Applicable Law

3. The Registry has considered the following provisions: article 68 of the Rome Statute, rules 21 and 74(10) of the Rules, regulations 67 and 69 of the RoC, regulation 123(1) of the Regulations of the Registry, and articles 5, 8 and 22(3) of the Code of Professional Conduct for Counsel ( “Code”).

## Submission

4. On 19 October 2017, the Registrar appointed Ms Diana Ellis as Legal Adviser to Witness P-0138.<sup>1</sup>
5. Ms Ellis was duly provided with electronic access to relevant material in connection with the case, including the statements and transcripts of interviews of Witness P-0138, *via* a secure channel in order to maintain confidentiality at all times.<sup>2</sup>

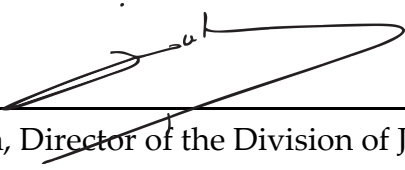
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<sup>1</sup> Confidential Annex I.

<sup>2</sup> Annex to the “Decision on the protocol on witness familiarisation”: *Protocol on the practices to be used to familiarise witnesses for giving testimony at trial*, ICC-01/04-02/06-656-AnxA dated 17 June 2015, paras 59 to 64, *spec.* para. 60.

6. On 17 October 2017, Ms Ellis executed the solemn undertakings required by articles 5 and 22(3) of the Code.<sup>3</sup>

The Registrar remains at the disposal of the Chamber should further information be required.



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

Dated this 25<sup>th</sup> October 2017  
At The Hague, The Netherlands

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<sup>3</sup> Confidential Annex II.