



Original: English

No. ICC-01/12-01/18

Date of original: 10 December 2019

Date: 11 March 2020

TRIAL CHAMBER X

Before: Judge Kimberly Prost, Single Judge

SITUATION IN THE REPUBLIC OF MALI

**IN THE CASE OF
THE PROSECUTOR v. AL HASSAN AG ABDOUL AZIZ AG MOHAMED AG
MAHMOUD**

Public

Public redacted version of ‘Order Convening an *Ex Parte* Status Conference’

Order to be notified in accordance with Regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Fatou Bensouda
James Stewart

Counsel for the Defence

Melinda Taylor
Marie-Hélène Proulx

Legal Representatives of Victims

Seydou Doumbia
Mayombo Kassongo
Fidel Luvengika Nsita

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

The Office of Public Counsel for Victims

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

Paddy Craig

**Victims Participation and Reparations
Section**

Other

Judge Kimberly Prost, acting as Single Judge of Trial Chamber X ('Single Judge' and 'Chamber', respectively) of the International Criminal Court ('Court'), in the case of *The Prosecutor v. Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud*, issues this 'Order Convening an *Ex Parte* Status Conference'.

1. On 26 November 2019, the Chamber issued the 'Order scheduling a first status conference', thereby convening a status conference on 12 December 2019 and instructing parties to provide submissions by 6 December 2019.¹
2. On 6 December 2019, the Defence provided its submissions with a confidential *ex parte*, Defence only, annex A ('Annex A'), in which it requests to be afforded an opportunity to address the Chamber on a number of issues during an *ex parte*, Defence only, status conference.² The Defence informs the Chamber, *inter alia*, that [REDACTED].³
3. On 9 December 2019, the Single Judge, after consultation with the Defence, instructed the Registry to reclassify Annex A to 'confidential *ex parte*, Defence and Registry only'.⁴
4. The Chamber takes note of the submissions put forward by the Defence and observes that [REDACTED]. Noting the circumstances, and with a view to facilitate the resolution of these matters, the Single Judge hereby convenes, pursuant to Rule 132(2) of the Rules of Procedure and Evidence, an *ex parte*, Defence and Registry only, status conference on 13 December 2019. The Chamber however clarifies that, during this status conference, it does not intend to receive further Defence submissions on matters which are currently being litigated *inter partes*, such as the issues related to the monitoring regime of Mr Al Hassan's communication.

¹ Order scheduling a first status conference, ICC-01/12-01/18-507.

² Annex A to the Submissions pursuant to 'Order Scheduling First Status Conference', ICC-01/12-01/18-519-Conf-Exp-AnxA, paras 1, 6.

³ Annex A, ICC-01/12-01/18-519-Conf-Exp-AnxA, para. 4.

⁴ E-mail from Trial Chamber X Communications to the Court Management Section, 9 December 2019, at 17:35.

THE SINGLE JUDGE HEREBY

CONVENES an *ex parte*, Defence and Registry only, status conference on 13 December 2019, between 11:00 and 12:00.

Done in both English and French, the English version being authoritative.



Judge Kimberly Prost

Single Judge

Dated this Tuesday, 10 December 2019

At The Hague, The Netherlands