



Original: English

No.: ICC-01/12-01/18

Date: 29 May 2020

TRIAL CHAMBER X

Before: Judge Antoine Kesia-Mbe Mindua, Presiding Judge
Judge Tomoko Akane
Judge Kimberly Prost

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

Public

**With Confidential *EX PARTE* Unredacted Annexes 1-5, only available to the
Prosecutor and the Common Legal Representatives of Victims, and**

**With Confidential Redacted Annexes 1-5 available to the Prosecutor, the Defence
and the Common Legal Representatives of Victims**

Registry Transmission of Group C Victim Applications for Participation at Trial

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 James Stewart

Legal Representatives of Victims

Mr Seydou Doumbia

Mr Mayombo Kassongo

Mr Fidel Luvengika Nsita

Unrepresented Victims

Counsel for the Defence

Ms Melinda Taylor

Ms Marie-Hélène Proulx

Mr Thomas Hannis

Legal Representatives of Applicants

**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 Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Mr Philipp Ambach

Other

I. Introduction

1. For the purpose of organizing victim participation at the trial stage, Trial Chamber X (“Chamber”) decided in its Decision on the procedure for the admission of victims to participate in proceedings for the purposes of trial (“12 March 2020 Decision”)¹ to continue the “ABC approach” for victim admission applied at the pre-trial stage. Following this procedure, the Registry classifies the applicants into three categories: (a) applicants who clearly qualify as victims (“Group A”); (b) applicants who clearly do not qualify as victims (“Group B”); and (c) applicants for whom the Registry could not make a clear determination for any reason (“Group C”).² The Chamber ordered the Registry to submit Group C application forms no later than 45 days before the start of trial.³ In addition, the Chamber ordered the Registry to disclose Group C applications in unredacted form to the Prosecution and to apply redactions as needed *vis-à-vis* the Defence.⁴

II. Applicable Law

2. The present transmission is submitted in accordance with article 68(1) and (3) of the Rome Statute, rules 85 to 89 and 92 of the Rules of Procedure and Evidence, regulation 86 of the Regulations of the Court (“RoC”), and regulations 107 to 109 of the Regulations of the Registry.

III. Classification

¹ Trial Chamber X, “Decision on the procedure for the admission of victims to participate in proceedings for the purposes of trial”, 12 March 2020, ICC-01/12-01/18-661.

² *Id.*, paras 19-21. See also Pre-Trial Chamber I, “Decision Establishing the Principles Applicable to Victims’ Applications for Participation”, 24 May 2018, ICC-01/12-01/18-37, (“24 May 2018 Decision”), para 59 (i).

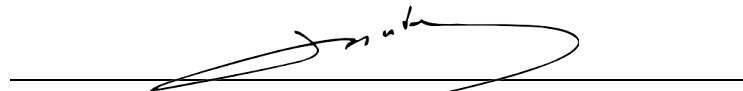
³ 12 March 2020 Decision, para. 29. The Registry recalls that the date for the commencement of trial is set for 14 July 2020 (see Trial Chamber X, “Decision Setting the Commencement Date of the Trial”, 6 January 2020, ICC-01/12-01/18-548, p. 9).

⁴ 12 March 2020 Decision, paras 31-32.

3. In accordance with regulation 23bis(1) RoC, the annexes to the present transmission are classified as confidential *ex parte* in compliance with paragraphs 31 and 32 of the 12 March 2020 Decision and because they contain identifying information of victim applicants.

IV. Transmission

4. The Registry hereby transmits 5 victim applications assessed by the Registry as complete and falling under Group C in unredacted version to the Chamber and to the Prosecutor and in redacted version to the Defence, in accordance with paragraphs 29, 31 and 32 of the 12 March 2020 Decision.

A handwritten signature in black ink, appearing to read 'M. Dubuisson', is written over a horizontal line.

Marc Dubuisson, Director, Division of Judicial Services

On behalf of Peter Lewis, Registrar

Dated this 29 May 2020

At The Hague, The Netherlands