



Original: English

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

Date: 29 June 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* Annexes 1-888, only available to the Registry and the
Common Legal Representatives of Victims**

**Registry Second Transmission of Group A Victim Applications for Participation in
Trial Proceedings**

Source: Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

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Mr James Stewart

Counsel for the Defence

Ms Melinda Taylor

Ms Marie-Hélène Proulx

Legal Representatives of Victims

Mr Seydou Doumbia

Mr Mayombo Kassongo

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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 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 in the case of the *Prosecutor v. Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud* (“Case”), 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 in the Case with minor modifications. 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 A application forms to the Chamber no later than 15 days before the start of trial.³

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.

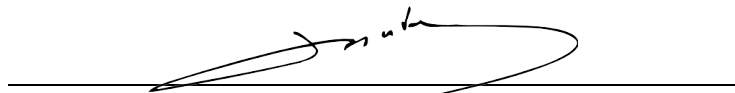
² *Id.* at paras 19-21; See also Pre-Trial Chamber I, “Decision Establishing the Principles Applicable to Victims’ Applications for Participation”, 24 May 2018, ICC-01/12-01/18-37, para 59 (i).

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). The Registry notes that in accordance with para. 39 of 12 March 2020 Decision, that the “future victim applicants be represented by the single team of LRVs currently representing Participating Victims”. The Registry therefore deems it necessary to notify them of the confidential *ex parte* annexes to the present transmission.

3. In accordance with the classification of regulation 23bis(1) RoC, the annexes to the present transmission are classified as confidential *ex parte* in accordance with paragraph 29 of the 12 March 2020 Decision and because they contain information that could potentially lead to the identification of victim applicants.

IV. Transmission

4. The Registry hereby transmits 888 applications for participation in the proceedings in un-redacted form to the Chamber in accordance with paragraph 29 of the 12 March 2020 Decision.⁴ These applications have been assessed by the Registry as complete and falling within Group A. The Registry's assessment report pertaining to these applications is being filed simultaneously under a separate cover.
5. The Registry informs the Chamber that it will transmit any newly collected applications for victim⁵ on a rolling basis in regular intervals until the end of the Prosecution case, in accordance with the Decision issued by the Chamber on 12 June 2020.⁶



Marc Dubuisson, Director, Division of Judicial Services

On behalf of Peter Lewis, Registrar

Dated this 29 June 2020

At The Hague, The Netherlands

⁴ The Registry assessment is in compliance with the Trial Chamber X's "Second decision on the admission of victims to participate in trial proceedings", 17 June 2020, ICC-01/12-01/18-886-Conf-Exp, in its public redacted version, ICC-01/12-01/18-886-Red2 of 23 June 2020.

⁵ Pursuant to the reporting regime as established by the Chamber in its 12 March 2020 Decision, para. 18. This includes provision to the Chamber of information regarding the applications assessed as falling within Group B or as incomplete.

⁶ See "Decision on request for extension of deadlines for the final transmission of victim applications for participation at trial", 12 June 2020, ICC-01/12-01/18-880, para. 13 and Disposition, p. 8.