



Original: English

No.: ICC-01/04-02/06
Date: 30 October 2020

TRIAL CHAMBER VI

Before: Judge Chang-ho Chung, Presiding Judge
Judge Robert Fremr
Judge Olga Herrera Carbuccion

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR *v.* BOSCO NTAGANDA**

**Public
Registry Transmission of Appointed Experts' Reports**

**With two Annexes
In Confidential *Ex Parte* version, available only to the Registry**

Source: Registry

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

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**Victims Participation and Reparations
Section**

Mr Philipp Ambach

Trust Fund for Victims

Mr Pieter de Baan

Others

Appointed Experts

I. Introduction

1. In accordance with rule 13(1) of the Rules of Procedure and Evidence and the “Decision appointing experts on reparations” (“Decision of 14 May 2020”)¹ issued by Trial Chamber VI (“Chamber”), in the case of *The Prosecutor v. Bosco Ntaganda*, the Registry hereby transmits two reports from the experts (“Reports”).

II. Procedural History

2. On 14 May 2020, the Chamber appointed four experts (“Appointed Experts”) and ordered them to submit their Report to the Chamber, notifying “the parties, the TFV [Trust Fund for Victims], the VPRS [Victims Participation and Reparations Section], and the Prosecution” by 28 August 2020.²
3. On 20 July 2020, following a request from the Appointed Experts,³ the Chamber granted an extension of the deadline for the submission of the Report until 30 October 2020 (“Decision of 20 July 2020”).⁴
4. On 29 and 30 October 2020, the Registry received two Reports from the Appointed Experts in their final versions.

¹ Trial Chamber VI, “Decision appointing experts on reparations”, 14 May 2020, ICC-01/04-02/06-2528-Conf. A public redacted version was filed on the same day.

² Decision of 14 May 2020, para. 18 and page 10.

³ Registry, “Registry Transmission of Appointed Experts’ Request for Extension of Time”, 3 July 2020, ICC-01/04-02/06-2549

⁴ Trial Chamber VI, “Decision on Request for an Extension of Time for Filling Experts’ Report”, 20 July 2020, ICC-01/04-02/06-2553.

III. Classification

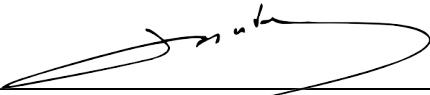
5. The annexes to the present submission are classified as “confidential *ex parte*”, pursuant to regulation 23*bis*(2) of the Regulations of the Court (“RoC”), as well as the Decision of 14 May 2020, the Decision of 20 July 2020, and because the annexes contain sensitive information related to interlocutors consulted by the Appointed Experts.
6. In consultation with the Appointed Experts, a confidential redacted version as well as a public redacted version of the Reports are being prepared. As authorised by the Chamber,⁵ the confidential redacted version of the two Reports will be submitted on Monday 2 November 2020 and the public redacted versions will be submitted thereafter.
7. The reasons for not filing simultaneously the confidential redacted and public redacted versions of the Reports, as originally instructed by the Chamber,⁶ are twofold. First, due to the difference of the subject-matter of one Appointed Expert’s submission, the Appointed Experts submitted two reports instead of one, with each exceeding 100 pages in length. This generated unforeseen review work in terms of potential redactions to be applied. Secondly, the final versions of the Reports were submitted to the Registry past relevant deadlines that had been set internally between the Appointed Experts and the Registry. As a result, a final Registry review of potential confidentiality matters and redaction needs is still ongoing.

⁵ Email of the Chamber to the Registry of 30 October 2020, at 15:56.

⁶ Trial Chamber VI, “Decision on Request for an Extension of Time for Filing Experts’ Report”, 20 July 2020, ICC-01/04-02/06-2553

IV. Submissions

8. The Registry hereby transmits the two Reports in original confidential *ex parte* version.

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 30 October 2020

At The Hague, The Netherlands