

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-RoR56-02/20
Date: 15 December 2020

THE PRESIDENCY

Before: Judge Chile Eboe-Osuji, Presiding Judge
Judge Robert Fremr, First Vice-President
Judge Marc Perrin de Brichambaut, Second Vice-President

Public
with 7 Confidential Annexes and 1 Confidential *ex parte* Annex only available to the Registry

Transmission of the Application for Review of the Registrar's Decision denying Mr Nazar Jeejo's Inclusion in the List of Experts

Source: The Registry

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

The Office of the Prosecutor

Counsel for the Defence

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(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**

Other

Mr Nazar Jeejo, the Applicant

I. Introduction

1. The Registry hereby transmits an application for review (“Application for Review”) of the decisions of the Registrar issued on 11 November 2020 and 2 December 2020, respectively (“Registrar’s Decision” and “Registrar’s Second Decision”) denying the inclusion of Mr Nazar Jeejo (“Applicant”) in the List of Experts pursuant to regulation 56 of the Regulations of the Registry (“RoR”).
2. The Registry takes this opportunity to submit its response regarding the Application for Review pursuant to regulation 56(3) of the RoR.

II. Classification

3. In accordance with regulation 23*bis*(1) of the Regulations of the Court (“RoC”), Annexes 1 to 6 and Annex 8 to the present submission are classified as confidential because they contain personal information concerning the Applicant. Annex 7 to the present submission is classified as confidential *ex parte* Registry only, as it refers to a confidential communication between the Registry and the independent expert, containing personal information related to the independent expert.

III. Procedural History

4. On 16 June 2020, the Registry received Mr Nazar Jeejo’s application dated 1 June 2020 for inclusion in the List of Experts (“Application”).¹
5. On 8 October 2020, the Registry sent the Application to the independent expert, in charge of assessing the expertise of the applicants to the List of Experts.

¹ Application, Annex 1.

6. On 13 October 2020, the Registry received the assessment results of the Applicant. The independent expert considered that “Mr Jeejo has submitted an application which is lacking substantial information about his formal training and his professional career. His employment record is really incomplete”.² Consequently, the independent expert suggested not to retain the Application.
7. On 11 November 2020, the Registrar notified the Applicant of his decision, which stated the reasons for the refusal pursuant to regulation 56(2) of the RoR and informed him of the 15-day deadline to apply for review before the Presidency, should he so wish.³
8. On 22 November 2020, the Registry received the Application for Review, together with new supporting documents regarding the Applicant’s training and professional career.
9. On 27 November 2020, the Registry sent the additional documents to the independent expert with a view to reassessing the Application on this basis.
10. On 1 December 2020, the Registry received the reassessment results of the Applicant. The independent expert considered that Mr Jeejo’s Application did not appear to meet the experience and education requirements for the purpose of the Registry List of Experts. Consequently, the independent expert maintained his advice not to include Mr Nazar Jeejo in the List of Experts.⁴
11. On 2 December 2020, the Registrar notified the Applicant of his Second Decision, which stated the reasons for the refusal pursuant to regulation 56(2) of the RoR and asked him whether he wished to apply for review of this decision before the Presidency.

² Independent expert’s assessment results, Annex 3.

³ Registrar’s Decision, Annex 4.

⁴ Email of the independent expert to the Registry, dated 1 December 2020, Annex 7.

12. On 7 December 2020, the Registry received confirmation from the Applicant that he wished to apply for review of the Second Decision before the Presidency.

IV. Applicable law

13. The present submission is based on regulation 44(1) of the RoC and regulation 56 of the RoR.

V. Submissions

14. The Registry hereby transmits the following relevant documents in annexes:

- Annex 1 : Mr Nazar Jejo's Application for inclusion in the List of Experts;
- Annex 2 : Supporting documentation relating to the Application for inclusion in the List of Experts;
- Annex 3 : The independent expert's assessment results;
- Annex 4 : The Registrar's Decision;
- Annex 5: The Application for review;
- Annex 6: Additional supporting documentation relating to the application for review;
- Annex 7: Email from the independent expert confirming his initial assessment;
- Annex 8: Registrar's Second Decision and Mr Jeejo's confirmation that he wishes to apply for its review.

15. Following consultations with the independent expert, the Registry submits the following additional information pursuant to regulation 56(10) of the RoR concerning the Application for Review:

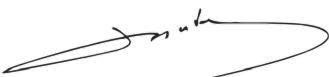
16. In order to comply with the criteria set out for inclusion in the List of Experts ("List"), a candidate must have a field of expertise relevant to the Court's proceedings. The fields of expertise sought by the Court are listed on the ICC

web-site.⁵ In his Application, the Applicant has failed to demonstrate that he has sufficient experience in graphology, a relevant field of the Court. He hasn't also been able to demonstrate that he has any other expertise relevant to the Court's mandate and proceedings.

17. Furthermore, despite the additional documents submitted by the Applicant in relation to his formal training and professional career, in support of his Application, the independent expert who was consulted anew by the Registry on this basis, has considered that this supplementary information did not contain the necessary information to meet the requirements for inclusion in the List of Experts.⁶ The independent expert has *inter alia* indicated that "these documents were mainly dealing with short training courses".⁷ Accordingly, the independent expert reiterated his initial assessment that Mr Jeejo does not demonstrate sufficient expertise to be included in the List of Experts.

18. In light of the foregoing, the Registry maintains its view that the Applicant has not demonstrated sufficient and relevant expertise to be included in the List of Experts.

19. The Registry stands ready to provide the Presidency with any additional information it may require on the above.



 Marc Dubuisson, Director of Judicial Services Division
 on behalf of
 Peter Lewis, Registrar

Dated this 15 December 2020
 At the Hague, The Netherlands

⁵ <https://www.icc-cpi.int/get-involved/Pages/Experts.aspx>. The Registry notes that for some specific fields of expertise, the Court may publish an "ad hoc" call for the expression of interest.

⁶ Supporting documentation relating to the application for review, Annex 6.

⁷ Email of the independent expert to the Registry, dated 1 December 2020, Annex 7.