



Original: English

No.: ICC-02/05-01/20

Date: 19 April 2021

PRE-TRIAL CHAMBER II

Before: Judge Antoine Kesia-Mbe Mindua, Presiding Judge
Judge Tomoko Akane
Judge Rosario Salvatore Aitala

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
THE PROSECUTOR v.
*ALI MUHAMMAD ALI ABD-AL-RAHMAN ("ALI KUSHAYB")***

Public

**Notification on behalf of Applicant Victims on the
"Second Joint Prosecution and Defence submission on agreed facts"**

Source: Office of Public Counsel for Victims

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 Julian Nicholls

Counsel for the Defence

Mr Cyril Laucci

Legal Representatives of the Victims

Ms Amal Clooney
Mr Nasser Mohamed Amin Abdalla

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda
Ms Sarah Pellet

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

1. Counsel from the Office of Public Counsel for Victims, appointed to ensure the protection of the interests of applicant victims, as well as to provide assistance and support to applicants within the meaning of regulation 81(4) of the Regulations of the Court¹ notes the second submission filed jointly by the Prosecution and the Defence on agreed facts.²

2. Counsel indicates that the list of agreed facts identified in Annex A, together with the map attached as Annex B, do not negatively impact on the interests of victims.

Respectfully submitted.



Paolina Massidda
Principal Counsel

Dated this 19th of April 2021

At The Hague, The Netherlands

¹ See the “Decision establishing the principles applicable to victims’ and representation during the Confirmation Hearing” (Pre-Trial Chamber II, Single Judge), [No. ICC-02/05-01/20-259](#), 18 January 2021. See also, the “Decision supplementing the Chamber’s first decision on victims’ participation and representation and providing additional guidance” (Pre-Trial Chamber II, Single Judge), [No. ICC-02/05-01/20-277](#), 5 February 2021.

² See the “Second Joint Prosecution and Defence submission on agreed facts”, [No. ICC-02/05-01/20-343](#), 14 April 2021, together with Annex A, [No. ICC-02/05-01/20-343 -AnxA](#) and Annex B, [No. ICC-02/05-01/20-343 -AnxB](#).