

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/14-01/21

Date: 21 May 2021

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Single Judge

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
*THE PROSECUTOR v. MAHAMAT SAID ABDEL KANI***

**Public
With Public Annex I
and Annex II in Confidential *EX PARTE*, only available to the Registry,
and Public Redacted versions**

**Registry Report on Legal Representation of Victims and Observations on the
Defence Requests**

Source: The Registrar

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

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Ms Jennifer Naouri

Mr Dov Jacobs

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

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Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Mr Philipp Ambach

Other

I. Introduction

1. On 16 April 2021, the Single Judge of Pre-Trial Chamber II (“Single Judge”) issued the “Decision establishing the principles applicable to victims’ applications for participation” (“Decision”), instructing the Registry “to submit a report on the legal representation of victims, including its observations on the ‘Defence Intermediaries Request’ and the ‘Defence Further Alternative Admission Request’, by no later than 21 May 2021 (16:00 hours)”.¹
2. The Registry has thus subdivided its present submissions in the following manner:
 - observations on the “Defence Intermediaries Request” and the “Defence Further Alternative Admission Request” (“Defence Requests”) (Annex I, public);
 - report on the legal representation of victims (Annex II, in (a) confidential, *ex parte* – only available to the Registry - version, and (b) public redacted version).

II. Classification

3. In accordance with regulation 23*bis*(1) of the Regulations of the Court (“RoC”) and the Decision,² Annex II to the present submission is classified as confidential *ex parte* only available to the Registry as it contains sensitive information which may lead to the identification of victims and intermediaries and their whereabouts. A public redacted version of Annex II is filed simultaneously.

¹ Pre-Trial Chamber II, “Decision establishing the principles applicable to victims’ applications for participation”, 16 April 2021, ICC-01/14-01/21-56 (referring in para. 20 *in fine* and footnote 40 to ICC-01/14-01/21-36, p. 16 and paras 53-55, p. 19 as the “Defence Further Alternative Admission Request”; and referring in para. 21 and footnotes 41-43 to ICC-01/14-01/21-36, paras 56-57 as the “Defence Intermediaries Request”).

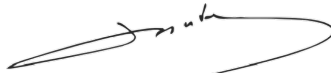
² *Ibid*, para. 38.

III. Applicable Law

4. The present report is made on the basis of article 68(1) and (3) of the Rome Statute, rules 16(1) and 90 of the Rules of procedure and Evidence (“Rules”), regulations 23, 67 and 79 of the RoC, regulations 112 and 113 of the Regulations of the Registry, and the Registry’s single policy document on the Court’s legal aid system.³

IV. Submission

5. Pursuant to the Decision, the Registry hereby transmits its observations on the Defence Requests (Annex I) and its report on the legal representation of victims (Annex II).



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

Dated this 21 May 2021

At The Hague, the Netherlands

³ ICC-ASP/12/3, 4 June 2013.