



**Original: English**

**No. ICC-01/12-01/18  
Date: 21 February 2022**

**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**

**Thirteenth decision on the admission of victims to participate in trial  
proceedings**

To be notified in accordance with Regulation 31 of the *Regulations of the Court* to:

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**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparations**

**The Office of Public Counsel for Victims**

**The Office of Public Counsel for the  
Defence**

**States Representatives**

*Amicus Curiae*

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**REGISTRY**

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**Registrar**

Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Unit**

Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

Philipp Ambach

**Other**

**TRIAL CHAMBER X** of the International Criminal Court, in the case of *The Prosecutor v. Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud*, having regard to Article 68 of the Rome Statute, Rules 85, 86 and 89 to 92 of the Rules of Procedure and Evidence (the ‘Rules’), and Regulation 86 of the Regulations of the Court, issues the following decision.

## **I. Procedural history**

1. On 12 March 2020, the Chamber issued its ‘Decision on the procedure for the admission of victims to participate in proceedings for the purposes of trial’ (the ‘First Decision on Victims’ Participation’), notably instructing the Registry to transmit Group A applications (applicants who clearly qualify as victims) to the Chamber no later than 15 days before the commencement of trial.<sup>1</sup>
2. On 12 June 2020, on the basis of the ongoing COVID-19 pandemic, the Chamber issued a decision extending the deadline for the final transmission of victim applications until the end of the Prosecution case, except for applications already received, for which the initial deadline remained.<sup>2</sup> The Chamber instructed the Registry to file the newly collected applications on a rolling basis in periodic intervals.<sup>3</sup>
3. On 12 March 2021, the Chamber issued a further decision on victim participation in which it notably specified ‘that individuals whose applications were received and assessed by the Registry as incomplete before the initial cut-off deadline, as well as applicants who had their initial application rejected, may come forward with complementary information by the extended deadline which was set to the end of the Prosecution case’.<sup>4</sup>

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<sup>1</sup> First Decision on Victims’ Participation, ICC-01/12-01/18-661, para. 29.

<sup>2</sup> Decision on request for extension of deadlines for the final transmission of victim applications for participation at trial, ICC-01/12-01/18-880 (hereinafter: ‘Decision Extending the Deadline’), paras 9-14.

<sup>3</sup> Decision Extending the Deadline, ICC-01/12-01/18-880, para. 13.

<sup>4</sup> Sixth decision on the admission of victims to participate in trial proceedings, ICC-01/12-01/18-1364, para. 17.

4. On 17 February 2022, the Registry filed its fourteenth and last assessment report on victim applications for participation (the ‘Fourteenth Report’),<sup>5</sup> together with a transmission of 249 Group A applications to the Chamber.<sup>6</sup> The Registry also provided the list of applications that fall within Group B (applicants who clearly do not qualify as victims) as well as an updated list of the applications assessed as incomplete.<sup>7</sup>

## II. Analysis

5. The Chamber incorporates by reference the legal framework applicable to the participation of victims.<sup>8</sup>
6. The Chamber notes that the Fourteenth Report refers to 249 applications which, based on the Registry’s assessment, fall within Group A as they meet the required conditions for the granting of victim status under Rule 85 of the Rules.<sup>9</sup>
7. The Chamber has not identified any clear and material error in the Registry assessment. Accordingly, in line with the system for admission of victims for participation in trial proceedings, the Chamber authorises the participation as victims of the 249 applicants.<sup>10</sup> Noting that these applicants either already

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<sup>5</sup> Fourteenth Registry Assessment Report on Victim Applications for Participation in Trial Proceedings, ICC-01/12-01/18-2118 (with one confidential annex and one confidential *ex parte* annex).

<sup>6</sup> Thirteenth Transmission of Group A Victim Applications for Participation in Trial Proceedings, ICC-01/12-01/18-2119 (the ‘Thirteenth Transmission’) (with 250 confidential *ex parte* annexes available only to the Registry and the LRVs; the filing was notified on 18 February 2022). This transmission also includes a consolidated document including original and new forms filled in by victim a/50680/20, which replaces the original transmission (ICC-01/12-01/18-1153-Conf-Exp-Anx161), ICC-01/12-01/18-2119, n. 7.

<sup>7</sup> ICC-01/12-01/18-2118-Conf-Exp-AnxII; and Fourteenth Report, ICC-01/12-01/18-2118, paras 24-27.

<sup>8</sup> First Decision on Victims’ Participation, ICC-01/12-01/18-661, para. 8.

<sup>9</sup> Fourteenth Report, ICC-01/12-01/18-2118, paras 17-18.

<sup>10</sup> These are a/45180/18 a/45185/18 a/45203/18 a/45207/18 a/45215/18 a/45219/18 a/45223/18 a/45238/18 a/45243/18 a/45274/18 a/45295/18 a/45372/18 a/45455/18 a/45488/18 a/50289/20 a/50293/20 a/50327/20 a/50334/20 a/50345/20 a/50403/20 a/50413/20 a/50417/20 a/50421/20 a/50424/20 a/50428/20 a/50437/20 a/50440/20 a/50659/20 a/50769/20 a/50814/20 a/10717/21 a/10832/21 a/10851/21 a/10889/21 a/10985/21 a/11002/21 a/11011/21 a/11027/21 a/11030/21 a/11034/21 a/11035/21 a/11043/21 a/11044/21 a/11047/21 a/11048/21 a/11049/21 a/11052/21 a/11054/21 a/11056/21 a/11057/21 a/11061/21 a/11063/21 a/11070/21 a/11076/21 a/11083/21 a/11094/21 a/11111/21 a/11115/21 a/11117/21 a/11119/21 a/11120/21 a/11121/21 a/11122/21 a/11125/21 a/11128/21 a/11130/21 a/11131/21 a/11143/21 a/11189/21 a/11190/21 a/11191/21 a/11192/21 a/11193/21 a/11194/21 a/11195/21 a/11196/21 a/11197/21 a/11198/21 a/11199/21 a/11200/21 a/11201/21 a/11202/21 a/11203/21 a/11204/21 a/11205/21 a/11206/21 a/11207/21 a/11208/21 a/11209/21 a/11210/21 a/11211/21 a/11212/21 a/11213/21 a/11214/21 a/11215/21 a/11216/21 a/11217/21 a/11218/21 a/11219/21 a/11220/21 a/11221/21 a/11222/21 a/11223/21

represented by counsel currently representing victims participating at the present trial proceedings or have expressed their acceptance to be represented by them,<sup>11</sup> the Chamber considers it appropriate for the single team of LRVs to continue to represent them.

8. The present decision is the last decision on the admission of victims to participate in this case's trial proceedings and brings the total number of participating victims to **2,196**.<sup>12</sup>

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a/35069/22 and a/35070/22.

<sup>11</sup> Fourteenth Report, ICC-01/12-01/18-2118, para 20, n. 38.

<sup>12</sup> 2,195 individuals and one organisation.

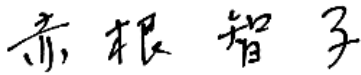
**FOR THE FOREGOING REASONS, THE CHAMBER HEREBY**

**DECIDES** to admit the 249 aforementioned applicants as participating victims for the purpose of the trial proceedings who shall be represented by the LRVs.

Done in both English and French, the English version being authoritative.



**Judge Antoine Kesia-Mbe Mindua**  
**Presiding Judge**



**Judge Tomoko Akane**



**Judge Kimberly Prost**

Dated 21 February 2022

At The Hague, The Netherlands