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N°: ICC-01/12-01/18

Date: 21 June 2022

N°:

Date:

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

With Public Redacted Annexes 2 to 4, 7, 10 to 12, 14, 17, 19, 21, 22, 24, 25, 27, 28, 30 to 33, 35 to 42, 44, 46 and 47 of ICC-01/12-01/18-1865-Conf

Report on further implementation of the “Registry's Quarterly Report on Email Decisions for the months of July until September 2021”, 29 October 2021, ICC-01/12-01/18-1865-Conf

Source : Registry

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

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I. Introduction

1. The Registry submits with the present report and its 31 annexes, the public redacted versions of email decisions pursuant to the “Third decision on matters related to the conduct of proceedings” (“Third Decision”),¹ issued on 4 September 2020 by Trial Chamber X (“Chamber”).

II. Procedural History

2. On 4 September 2020, the Chamber issued the Third Decision in which it stated that: “ [...] *to expedite decisions on minor procedural matters or in order to react to urgent circumstances, occasional rulings from the Chamber and the Single Judge have been issued by way of email sent to the parties and participants. In order to ensure that the principles of fairness and publicity are respected, the Chamber finds it appropriate to adopt a system whereby these email decisions are systematically put on the record of the case.* ”²
3. The Chamber further directed the Registry to file all email decisions on the case record in quarterly reports starting on 1 October 2020 (“Quarterly Reports”),³ and provided criteria for the application of redactions to these email decisions.⁴
4. The Chamber also clarified in the Third Decision that emails related to the submission of evidence should not be part of the Quarterly Reports as these emails are put on the record by way of a separate procedure.⁵

¹ Trial Chamber X, Third decision on matters related to the conduct of proceedings, [ICC-01/12-01/18-1040](#), 4 September 2020.

² *Ibid.*, para. 3.

³ *Ibid.*, para. 4. This applies to all email decisions issued by Trial Chamber X from 01 October 2020 onwards.

⁴ See *supra* note 1, para. 5.

⁵ See *supra* note 1, footnote 3 of the Decision.

III. Applicable Law

5. For the purpose of the present submission, the Registry has considered articles 64(7), (10) and 67(1) of the Rome Statute and rule 140 of the Rules of Procedure and Evidence.

IV. Submission

6. In order to enable the parties and participants to suggest redactions, the Registry followed the procedure that was adopted for the purposes of the Quarterly Report. Therefore, on 15 November 2021 the Registry initiated the consultation process with the parties and participants requesting them to provide the agreed redacted annexes by Wednesday 15 December 2021 and further recalling that any disagreements or objections on specific redactions should be directly addressed to the Chamber with the Court Officers in copy.
7. On 30 November 2021, the Single Judge granted a Prosecution request to extend the deadline to 15 February 2022.⁶
8. On 6 May 2022, the Single Judge instructed the Registry to proceed with the filing of the Quarterly Report, submitting in the public record of the case the redacted versions of the email decisions as proposed by the Registry with any further uncontested redactions suggested by the parties and participants.⁷ In addition, the Single Judge provided complementary guidance on the retention of confidential classification or reclassification thereto of some annexes that should not be placed on the public record of the case.

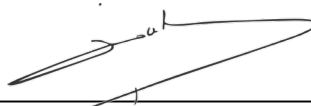
⁶ Email from Trial Chamber X communications dated 30 November 2021 at 14:37.

⁷ Email from Trial Chamber X communications dated 6 May 2022 at 13:22.

9. The Registry hereby attaches annexes 2 to 4, 7, 10 to 12, 14, 17, 19, 21, 22, 24, 25, 27, 28, 30 to 33, 35 to 42, 44, 46 and 47 to the present Quarterly Report, containing the Chamber's redacted email decisions as well as the relevant email submissions of the parties for the months of July to September 2021:

- Annex 2 : Decision dated 05 July 2021, 14:41;
- Annex 3 : Decision dated 06 July 2021, 19:52;
- Annex 4 : Decision dated 08 July 2021, 16:17;
- Annex 7 : Decision dated 10 July 2021, 12:22;
- Annex 10 : Decision dated 14 July 2021, 19:33;
- Annex 11 : Decision dated 15 July 2021, 18:52;
- Annex 12 : Decision dated 16 July 2021, 09:52;
- Annex 14 : Decision dated 21 July 2021, 08:03;
- Annex 17 : Decision dated 23 August 2021, 11:19;
- Annex 19 : Decision dated 24 August 2021, 09:59;
- Annex 21 : Decision dated 27 August 2021, 14:19;
- Annex 22 : Decision dated 30 August 2021, 10:18;
- Annex 24 : Decision dated 30 August 2021, 13:42;
- Annex 25 : Decision dated 01 September 2021, 09:48;
- Annex 27 : Decision dated 01 September 2021, 13:04;
- Annex 28 : Decision dated 03 September 2021, 15:26;
- Annex 30 : Decision dated 10 September 2021, 14:44;
- Annex 31 : Decision dated 14 September 2021, 15:54;
- Annex 32 : Decision dated 15 September 2021, 12:03;

- Annex 33 : Decision dated 20 September 2021, 13:14;
- Annex 35 : Decision dated 22 September 2021, 10:28;
- Annex 36 : Decision dated 22 September 2021, 15:22;
- Annex 37 : Decision dated 22 September 2021, 16:49;
- Annex 38 : Decision dated 23 September 2021, 09:40;
- Annex 39 : Decision dated 24 September 2021, 09:20;
- Annex 40 : Decision dated 24 September 2021, 13:27;
- Annex 41 : Decision dated 27 September 2021, 09:28;
- Annex 42 : Decision dated 27 September 2021, 09:53;
- Annex 44 : Decision dated 28 September 2021, 21:50;
- Annex 46 : Decision dated 30 September 2021, 11:22; and,
- Annex 47 : Decision dated 30 September 2021, 16:33.



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

Dated this 21 June 2022

At The Hague, The Netherlands