

Annex 1

Public

[REDACTED]

From: Trial Chamber I Communications
Sent: 20 May 2022 09:47
To: Abd Al Rahman Prosecution Team; D31AbdAlRahmanDefenceTeam [REDACTED]
V47 LRV Team
Cc: Trial Chamber I Communications; FS Items Communication; Associate Legal Officer-
Court Officer
Subject: Decision on submission of evidence through P-0922
Attachments: RE: P-0922 - List of Material for Submission; Defence Request for admission into
evidence of the material tendered through witness P-0922

Dear Counsel,
Dear colleagues,

The Chamber notes the submission of 93 items by the Prosecution following the testimony of P-0922 (see attached email of 16 May 2022 at 11:40 with updated list).

The Chamber also notes the submission of 1 item by the Defence (see attached email of 11 May 2022 at 10:16).

Noting that the items tendered were used and discussed with P-0922, and that their submission is unopposed, the Chamber hereby recognises the items as formally submitted.

The Registry is therefore directed to proceed in accordance with paragraph 31(iv) of the Directions on the conduct of the proceedings (filing 478).

Kind regards,

[REDACTED]
(on behalf of Trial Chamber I)

From: Guilloux, Nina
Sent: 11 May 2022 10:16
To: Trial Chamber I Communications
Cc: Abd Al Rahman Prosecution Team; V47 Abd Al Rahman LRV Team; D31 Abd-Al-Rahman Defence Team; Associate Legal Officer-Court Officer
Subject: Defence Request for admission into evidence of the material tendered through witness P-0922

Dear Trial Chamber I,

Pursuant to the procedure set out in paragraphs 31-33 of the *Directions on the conduct on proceedings* (ICC-02/05-01/20-478), the Defence hereby seeks the admission into evidence of the material used through Witness P-0922 listed below.

For ease of reference the relevant Transcript pages indicating the ERN of the material and the relevant excerpts where the material was discussed are also identified below:

DAR-D31-0010-0001 (Comparison between the purported signatures of Abd-Al-Rahman and of Kushayb):
T-039, ENG, p.77 l.24 to p.79, l.7. (Tab 1 of the Defence List of Materials)

Yours sincerely,

Nina Guilloux,
on behalf of Counsel Edwards

This message contains information that may be privileged or confidential and is the property of the International Criminal Court. It is intended only for the person to whom it is addressed. If you are not the intended recipient, you are not authorized by the owner of the information to read, print, retain copy, disseminate, distribute, or use this message or any part hereof. If you receive this message in error, please notify the sender immediately and delete this message and all copies hereof.

Les informations contenues dans ce message peuvent être confidentielles ou soumises au secret professionnel et elles sont la propriété de la Cour pénale internationale. Ce message n'est destiné qu'à la personne à laquelle il est adressé. Si vous n'êtes pas le destinataire voulu, le propriétaire des informations ne vous autorise pas à lire, imprimer, copier, diffuser, distribuer ou utiliser ce message, pas même en partie. Si vous avez reçu ce message par erreur, veuillez prévenir l'expéditeur immédiatement et effacer ce message et toutes les copies qui en auraient été faites.

From: Sabatini, Claire
Sent: 16 May 2022 11:40
To: Trial Chamber I Communications
Cc: D31 Abd-Al-Rahman Defence Team; V47 Abd Al Rahman LRV Team; Abd Al Rahman Prosecution Team; Associate Legal Officer-Court Officer
Subject: RE: P-0922 - List of Material for Submission
Attachments: P-0922 - List of Material for Submission_Updated.pdf

Dear Trial Chamber I,

The Prosecution attaches an updated List of Material for Submission, which now includes the English translations at tabs 86 and 88 of documents at tabs 85 and 87 (documents recently received from P-0922), and requests their submission into evidence in accordance with paragraph 31 of the “Directions on the conduct of proceedings” (ICC-02/05-01/20-478).

The Prosecution notes the Defence’s updated email concerning its position on the witness log (“Log”)^[1] and confirms that it will not rely on paragraphs 21 and 22 of the Log.

^[1] T-039, [Draft version] dated 10 May 2022, p. 22, l. 25 to p. 23, l. 7.

Kind regards,



Claire Sabatini

Case Manager
 Office of the Prosecutor
 International Criminal Court
 Oude Waalsdorperweg 10, 2597 AK, The Hague
 Mail address: PO Box 19519, 2500 CM, The Hague, The Netherlands
 [Redacted]
www.icc-cpi.int

From: Sabatini, Claire
Sent: 11 May 2022 15:55
To: Trial Chamber I Communications [Redacted]
Cc: D31 Abd-Al-Rahman Defence Team [Redacted]; V47 Abd Al Rahman LRV Team [Redacted]; Abd Al Rahman Prosecution Team [Redacted]; Associate Legal Officer-Court Officer [Redacted]
Subject: P-0922 - List of Material for Submission

Dear Trial Chamber I,

In accordance with paragraph 31 of the “Directions on the conduct of proceedings” (ICC-02/05-01/20-478), the Prosecution respectfully requests the submission of the items included in the attached list in relation to witness P-0922.

The Prosecution has listed all of the items sought to be tendered through P-0922 pursuant to Rule 68(3), as requested by the Chamber as well as items that were tendered through the witness in court and items agreed to by the Defence during the proceedings. As agreed with the Defence,

the Prosecution is only requesting the admission of the portions of the video and accompanying English translation of the transcription which are relevant to P-0922.

Kind regards,



Claire Sabatini

Case Manager

Office of the Prosecutor

International Criminal Court

Oude Waalsdorperweg 10, 2597 AK, The Hague

Mail address: PO Box 19519, 2500 CM, The Hague, The Netherlands

www.icc-cpi.int

[1]

Prosecution's List of Material for Submission - Witness DAR-OTP-P-0922

#	ERN (e-Court/Nuix)	Type	Title	Relevant Passages	Tendered through P-0922	To be admitted under rule 68(3) (if applicable)
1.	DAR-OTP-0222-0312-R01	ICC Statement - General	WITNESS STATEMENT		YES	YES
2.	DAR-OTP-0222-0339-R01	Sketch	Annex 1		YES	YES
3.	DAR-OTP-0220-1225-R01	Translation - ENG	Translation of Evidence / Annex 1		YES	YES
4.	DAR-OTP-0222-0341-R01	List / table	Annex 2		YES	YES
5.	DAR-OTP-0222-0343-R01	List / table	Annex 3		YES	YES
6.	DAR-OTP-0222-0345-R01	Sketch	Annex 4		YES	YES
7.	DAR-OTP-0220-1228-R01	Translation - ENG	Translation of Evidence / Annex 4		YES	YES
8.	DAR-OTP-0222-0347-R01	Sketch	Annex 5		YES	YES
9.	DAR-OTP-0219-9079-R01	Translation - ENG	Translation of Evidence / Annex 5		YES	YES
10.	DAR-OTP-0222-0349-R01	Sketch	Annex 6		YES	YES
11.	DAR-OTP-0220-1231-R01	Translation - ENG	Translation of Evidence / Annex 6		YES	YES
12.	DAR-OTP-0222-0351-R01	List / table	Annex 7		YES	YES
13.	DAR-OTP-0222-0353-R01	List / table	Annex 7		YES	YES
14.	DAR-OTP-0222-0355-R01	Sketch	Annex 8		YES	YES

15.	DAR-OTP-0219-9097-R01	Translation - ENG	Translation of Evidence / Annex 8		YES	YES
16.	DAR-OTP-0222-0357-R01	List / table	Annex 9		YES	YES
17.	DAR-OTP-0222-0359-R01	Sketch	Annex 10		YES	YES
18.	DAR-OTP-0220-1234-R01	Translation - ENG	Translation of Evidence / Annex 10		YES	YES
19.	DAR-OTP-0222-0360-R01	List / table	Annex 11		YES	YES
20.	DAR-OTP-0222-0366	Photograph/s	160050.jpg		YES	YES
21.	DAR-OTP-0222-0367	Photograph/s	160121.jpg		YES	YES
22.	DAR-OTP-0222-0368	Photograph/s	160136.jpg		YES	YES
23.	DAR-OTP-0222-0369	Photograph/s	160138.jpg		YES	YES
24.	DAR-OTP-0222-0370	Photograph/s	160147.jpg		YES	YES
25.	DAR-OTP-0222-0371	Photograph/s	160340.jpg		YES	YES
26.	DAR-OTP-0222-0372	Photograph/s	160351.jpg		YES	YES
27.	DAR-OTP-0222-0373	Photograph/s	160358.jpg		YES	YES
28.	DAR-OTP-0222-0374	Photograph/s	160528.jpg		YES	YES
29.	DAR-OTP-0222-0375	Photograph/s	160537.jpg		YES	YES
30.	DAR-OTP-0222-0376	Photograph/s	160550.jpg		YES	YES
31.	DAR-OTP-0222-0377	Photograph/s	160554.jpg		YES	YES
32.	DAR-OTP-0222-0378	Photograph/s	160624.jpg		YES	YES
33.	DAR-OTP-0222-0379	Photograph/s	160657.jpg		YES	YES
34.	DAR-OTP-0222-0380	Photograph/s	160714.jpg		YES	YES
35.	DAR-OTP-0222-0381	Photograph/s	160737.jpg		YES	YES
36.	DAR-OTP-0222-0382	Photograph/s	160753.jpg		YES	YES
37.	DAR-OTP-0222-0383	Photograph/s	160805.jpg		YES	YES
38.	DAR-OTP-0222-0384	Photograph/s	160810.jpg		YES	YES
39.	DAR-OTP-0222-0385	Photograph/s	160821.jpg		YES	YES

40.	DAR-OTP-0222-0386	Photograph/s	160833.jpg		YES	YES
41.	DAR-OTP-0222-0387	Photograph/s	160903.jpg		YES	YES
42.	DAR-OTP-0222-0388	Photograph/s	160921.jpg		YES	YES
43.	DAR-OTP-0222-0389	Photograph/s	160957.jpg		YES	YES
44.	DAR-OTP-0222-0390	Photograph/s	161021.jpg		YES	YES
45.	DAR-OTP-0222-0391	Photograph/s	161026.jpg		YES	YES
46.	DAR-OTP-0222-0392	Photograph/s	161039.jpg		YES	YES
47.	DAR-OTP-0222-0393	Photograph/s	161121.jpg		YES	YES
48.	DAR-OTP-0222-0394	Photograph/s	161130.jpg		YES	YES
49.	DAR-OTP-0222-0395	Photograph/s	161138.jpg		YES	YES
50.	DAR-OTP-0222-0396	Photograph/s	161154.jpg		YES	YES
51.	DAR-OTP-0222-0397	Photograph/s	161207.jpg		YES	YES
52.	DAR-OTP-0222-0398	Photograph/s	161233.jpg		YES	YES
53.	DAR-OTP-0222-0399	Photograph/s	161255.jpg		YES	YES
54.	DAR-OTP-0222-0400	Photograph/s	161509.jpg		YES	YES
55.	DAR-OTP-0222-0401	Photograph/s	161513.jpg		YES	YES
56.	DAR-OTP-0222-0402	Photograph/s	161647.jpg		YES	YES
57.	DAR-OTP-0222-0403	Photograph/s	161710.jpg		YES	YES
58.	DAR-OTP-0222-0404	Photograph/s	161726.jpg		YES	YES
59.	DAR-OTP-0222-0405	Photograph/s	161738.jpg		YES	YES
60.	DAR-OTP-0222-0406	Photograph/s	161744.jpg		YES	YES
61.	DAR-OTP-0222-0407	Photograph/s	161815.jpg		YES	YES
62.	DAR-OTP-0222-0408	Photograph/s	161824.jpg		YES	YES
63.	DAR-OTP-0222-0409	Photograph/s	161832.jpg		YES	YES
64.	DAR-OTP-0222-0410	Photograph/s	161841.jpg		YES	YES
65.	DAR-OTP-0222-0411	Photograph/s	161848.jpg		YES	YES
66.	DAR-OTP-0222-0412	Photograph/s	161930.jpg		YES	YES

67.	DAR-OTP-0222-0413	Photograph/s	161942.jpg		YES	YES
68.	DAR-OTP-0222-0414	Photograph/s	162007.jpg		YES	YES
69.	DAR-OTP-0222-0415	Photograph/s	162017.jpg		YES	YES
70.	DAR-OTP-0222-0416	Photograph/s	162036.jpg		YES	YES
71.	DAR-OTP-0222-0417	Photograph/s	162040.jpg		YES	YES
72.	DAR-OTP-0222-0419	Photograph/s	162216.jpg		YES	YES
73.	DAR-OTP-0222-0420	Photograph/s	162230.jpg		YES	YES
74.	DAR-OTP-0222-0421	Photograph/s	162237.jpg		YES	YES
75.	DAR-OTP-0222-0422	Photograph/s	162244.jpg		YES	YES
76.	DAR-OTP-0222-0423	Photograph/s	162255.jpg		YES	YES
77.	DAR-OTP-0220-2864-R01	ICC Statement - General	WITNESS STATEMENT		YES	YES
78.	DAR-OTP-0220-2875	Sketch	Annex1		YES	YES
79.	DAR-OTP-0220-3035	Translation - ENG	Translation of Evidence / Annex1		YES	YES
80.	DAR-OTP-0220-2876	Sketch	Annex 2		YES	YES
81.	DAR-OTP-0220-3037	Translation - ENG	Translation of Evidence / Annex 2		YES	YES
82.	DAR-OTP-0126-0065	Audio / Video Material	2	From 00: 25:27 to 01:00:40 and in particular, 00:27:30 to 00:29:11 00:32:22 to 00:33:53 00:34:18 to 00:34:33 00:34:38 to 00:34:52 00:34:55 to 00:35:49 00:53:00 to 00:55:00	YES	NO

83.	DAR-OTP-0221-2067	Transcript	Transcript of Audio / Video Material / 2		YES	NO
84.	DAR-OTP-0220-3562	Translation - ENG	Translation / Translation of Transcript of Audio/Video Material /	From 3572 (l. 358) to 3582 (l.756) and in particular, l. 363-377 l. 408-425 l. 431-434 l. 438-440 l. 444-449 l. 656-675	YES	NO
85.	DAR-OTP-0220-3921	Legal document – Non ICC	Document signed by Ali Kushayb		YES	NO
86.	DAR-OTP-0220-3973	Translation - ENG	Translation of Evidence / No Objection		YES	NO
87.	DAR-OTP-0220-3922	Legal document – Non ICC	Lists of items seized by Kushayb		YES	NO
88.	DAR-OTP-0220-3975-R01	Translation - ENG	Translation of Evidence / Two sided document DAR-OTP-P-0922 Lists of things seized by AK.pdf		YES	NO
89.	DAR-OTP-0224-0539-R01	Satellite images and related reports	Mukjar		YES	NO
90.	DAR-OTP-0224-0540-R01	Satellite images and related reports	Bindisi		YES	NO
91.	DAR-OTP-0224-0541-R01	Satellite images and related reports	Bindisi - Kodoom area		YES	NO

92.	DAR-OTP-0224-0542-R01	Satellite images and related reports	North Bindisi		YES	NO
93.	DAR-OTP-0223-0473-R01	ICC Investigation notes / report / correspondence	Preparing Log (Witness Preparation Log) for DAR-OTP-P-0922	at 0476 to 0482	YES	NO