

ANNEX 18

PUBLIC REDACTED

From: Trial Chamber VI Communications
Sent: 11 August 2022 14:53
To: [REDACTED]
Cc: [REDACTED]; OTR Counsel Support Section; Trial Chamber VI Communications
Subject: RE: Request for guidance - Appointment of Rule 74 Counsel
Follow Up Flag: Follow up
Flag Status: Flagged

Dear [REDACTED]

Thank you for your message. The Chamber has considered the issue and informs you that it does not wish to be involved in the appointment of 'Rule 74 counsel', unless there are specific problems. In other words, in normal cases, the CSS is free to appoint Rule 74 counsel at the request of the calling party without prior approval of the Chamber.

Hopefully this answers your question. Please do not hesitate to revert if you should require further guidance or information.

Kind regards,
 Trial Chamber VI

From: [REDACTED]
Sent: 03 August 2022 15:40
To: Trial Chamber VI Communications [REDACTED]
Cc: [REDACTED] OTR Counsel Support Section
Subject: Request for guidance - Appointment of Rule 74 Counsel

Dear Trial Chamber VI,

I am writing in the context of Rule 74 of the Rules of Procedure and Evidence ("R74"). In particular, we have received, for preparation purposes, information from the VWS that for an upcoming OTP witness ([REDACTED]) a Rule 74 Counsel would be required.

Prior to starting the appointment process, we would be grateful for your guidance as to the appointment process as such.

Based on our experiences, this process sometimes differs between Chambers. In some instances, a specific decision ordering the appointment of R74 Counsel is issued, in other instances, there is no actual involvement of the Chamber concerned.

In light of the above, we would be grateful for your guidance as to the appointment process of R74-Counsel you envisage to apply in the case of the Prosecutor v. Mahamat Said Abdel Kani (ICC-01/14-01/21).

Please do not hesitate to contact me should you require further or additional information.

Kind regards,

