

Annex 18

Public Redacted

From: Trial Chamber VI Communications
Sent: 26 July 2024 15:47
To: [REDACTED] OTP CAR IIA Communications
Cc: D33 Said Defence Team; Said LRV Team OPCV; Associate Legal Officer-Court Officer; Chamber Decisions Communication; Trial Chamber VI Communications
Subject: RE: 240712 - Provision of the schedule of witness appearance

[ICC] RESTRICTED

Dear Prosecution,

The Chamber has taken note of the updated Schedule of Appearance for after the Summer Recess.

The Chamber notes that, according to the Schedule, there would be a one-week interruption in the testimonies of P-2161 and P-0342. Moreover, there would be a three-day interruption in P-3112's testimony. This is undesirable for a number of reasons.

The Chamber therefore instructs the Prosecution to make every effort to finish the testimony of P-2161 on 27 September 2024. This would then leave ample time to hear P-3112's testimony in the week of 7-10 October and there should also be enough time to hear P-1563 and P-0342 in the week of 14-18 October.

Unless there are imperative reasons that make the above unfeasible, the Prosecution is instructed to provide an undated Schedule of Appearance accordingly.

Kind regards,
 Trial Chamber VI

From: [REDACTED]
Sent: Friday, July 26, 2024 11:46 AM
To: Trial Chamber VI Communications [REDACTED] OTP CAR IIA Communications [REDACTED]
Cc: D33 Said Defence Team [REDACTED]; Said LRV Team OPCV <[REDACTED]> [REDACTED]; Associate Legal Officer-Court Officer <[REDACTED]> [REDACTED]; Chamber Decisions Communication [REDACTED]
Subject: RE: 240712 - Provision of the schedule of witness appearance

[ICC] RESTRICTED

Dear Trial Chamber VI,

The Prosecution hereby submits an updated witness schedule.

P-2328 is now scheduled to testify in the Hague, after informing the Prosecution of this change during a follow up call to plan his AVL from [REDACTED].

P-3112, also confirmed that he wishes to testify through AVL from [REDACTED] where he is based due to a pre-existing medical condition.

The Prosecution respectfully submits that it is in compliance with the Chamber's instructions to provide alternate witnesses during the presentation of its evidence. This was the case in the witness schedule filed on 24 July 2024, where it designated P-2161 the alternative witness. The Prosecution further notes that of 23 AVL witnesses who have appeared before the Chamber, ample notice was provided that AVL was the mode of testimony. Where notice has been short it was due to unforeseen reasons, this was the case of the last AVL witness P-0491. He was converted to testify through AVL due to his precarious medical condition, the Prosecution was notified on 17 July by VWU of this development, hence its decision to convert his mode of testimony to AVL. An other instance was that of P-0119, who testified through AVL at the last minute because her passport was not issued on time, VWU received it the next day after she was converted to AVL. The Prosecution shall inform the Chamber if it is faced with any issues with the remainder of its witnesses that may affect the proceedings.

Best regards,

[REDACTED]

Sent on behalf of the SAID Prosecution Team

From: Trial Chamber VI Communications [REDACTED]
Sent: Wednesday, July 24, 2024 9:27 AM
To: [REDACTED] OTP CAR IIA Communications
 [REDACTED] >
Cc: D33 Said Defence Team [REDACTED] >; Said LRV Team OPCV <[REDACTED]>
 [REDACTED]; Associate Legal Officer-Court Officer <[REDACTED]>
 [REDACTED] Trial Chamber VI Communications [REDACTED]; Chamber
 Decisions Communication <[REDACTED]>
Subject: RE: 240712 - Provision of the schedule of witness appearance

[ICC] RESTRICTED

Dear Prosecution,

The Chamber has taken note of the updated Schedule of Appearance.

Please note that the restriction on calling witnesses via AVL on 1 November only applies to the Bangui Field Office. Seeing how few witnesses are expected to testify via AVL, the Chamber instructs you to explore the possibility of arranging the Schedule in such a way that the hearing on 1 November is not

lost. In case P-3112 and P-2328 are not expected to testify from the Bangui Field Office, please inform the Chamber of the location from where they are expected to testify.

Please also clarify the order of calling. The current Schedule appears to indicate that P-0664 will testify first, but his Projected Order of Calling is behind P-2232

The Chamber further wants you to confirm the estimated length of questioning by the Defence for each witness. Please also indicate how much time both parties will need to examine P-0975 in case he appears to testify.

Finally, the Chamber notes that you do not seem to have complied with the repeated instruction to designate one or more alternate witnesses. You are hereby instructed to do so. Given the logistical difficulties of bringing alternative witness to HQ on short notice, it is probably preferable to designate such witnesses to testify via AVL.

Please submit a further updated Schedule of Appearance no later than 26 July at 12:00.

Kind regards,
Trial Chamber VI

From: [REDACTED]
Sent: Tuesday, July 23, 2024 2:44 PM
To: Trial Chamber VI Communications [REDACTED]
Cc: OTP CAR IIA Communication [REDACTED] >; D33 Said Defence Team
 [REDACTED] Said LRV Team OPCV [REDACTED];
 Associate Legal Officer-Court Officer [REDACTED]
Subject: RE: 240712 - Provision of the schedule of witness appearance

[ICC] RESTRICTED

Dear Trial Chamber VI,
Dear all,

The Prosecution provides an update of its schedule of witness appearance following further discussion with the Defence and consultation with the VWU.

Best regards,

[REDACTED]

Sent on behalf of the SAID Prosecution Team

From: [REDACTED]
Sent: Friday, July 12, 2024 4:44 PM
To: Trial Chamber VI Communications [REDACTED]
Cc: OTP CAR IIA Communications [REDACTED] >; D33 Said Defence Team [REDACTED] >; Said LRV Team OPCV [REDACTED] >; Associate Legal Officer-Court Officer <[REDACTED]>
Subject: 240712 - Provision of the schedule of witness appearance

Dear Trial Chamber VI,
Dear all,

In compliance with paragraph 10 of the Additional Directions on the Conduct of Proceedings (ICC-01/14-01/21-479), the Prosecution provides the attached schedule of appearance for the witnesses that it intends to call from August to November 2024. Following *inter partes* consultations the Parties have reduced the hours initially projected to the extent possible, for this reason the Parties respectfully request the Chamber to consider the application to resume the proceedings on 26 August 2024, after the judicial recess as requested during the status conference of 27 June 2024

Best regards,

[REDACTED]

Sent on behalf of the SAID Prosecution Team