

**PUBLIC REDACTED VERSION OF ANNEX TO
SECOND CORRIGENDUM TO THE
DEFENCE FINAL BRIEF**

Corrections Implemented

in the Second Corrigendum to the Defence Final Brief

Para. 6, second line: (“AC”) inserted after “Appeals Chamber”.

Para. 6, fourth line: (“Appeals Chamber”) deleted.

Para. 7: “TCI's interference with the right to a fair hearing (**Chapter 2**)” deleted.

Para. 7: Chapter 3 renumbered as Chapter 2.

Para. 7: Chapter 4 renumbered as Chapter 3.

Para. 14, third line: “sufficient” replaced by “sufficiently”

Para. 27, footnote 51: “of the Rome Statute” added.

Para 42, fifth line: “. These” inserted between “assistance” and “remain”.

Para. 43, fourth line: “on the fairness of the proceedings” deleted.

Para. 44: “Peace Agreement of 31 August 2020” replaced by “that resumption”.

Para. 54, twelfth line: “another” replaced by “an”.

Para. 59, fifth line: “and” replaced by “, who”.

[REDACTED]

Para. 71, fourth line: “that” inserted after “suggest”.

Para. 73, third line: “Mr Abd-Al Rahman” replaced by “Mr Abd-Al-Rahman”.

Para. 83, seventh line: space inserted between “i.e.” and “warrant”.

[REDACTED]

Para. 97, seventh line: “: ” inserted after “Ocampo”.

Para. 97, ninth line: “ ” added at the end of the quotation.

[REDACTED]

Para. 98, sixth line: space inserted between “and” and “Abdel”.

[REDACTED]

Para. 101, twelfth line: “relies” inserted between “report” and “cannot”.

[REDACTED]

Para. 109, fifth line: “..” replaced by “.”.

[REDACTED]

Para. 114, second line: “is” inserted before “unbelievable”.

Para. 114, second line: “raise” replaced by “raises”.

[REDACTED]

Para. 123, fifth line: “beairng” replaced by “bearing”.

Para. 129, fourth line: “.” added after “bulletins”.

Para. 129, fourth line: “obj” deleted after footnote 334.

Para. 129, fourth line: “has no evidentiary weight.” added after “*Ali*”.

Para. 129, fourth line: “he” after footnote 335 replaced by “He”.

Para. 129, fifth line: “, notwithstanding” replaced by “.”

Para. 130, second line: “are” replaced by “is”.

Para. 130, second line: “amount” replaced by “amounts”.

[REDACTED]

Para. 131, third line: “,” deleted after “PDF”.

Para. 132, first line: “friends” replaced by “friend”.

Para. 132, fourth line: “admitted” replaced by “admitting”.

Para. 135, first line: “in” replaced by “and”.

[REDACTED]

Para.136, fifth line: “.” moved before footnote 367.

Para.160, penultimate line: “Delieg” replaced by “Deleig”

Para.171, second line: space inserted between “P-0935,” and “whose”.

Para. 174, tenth line: “Torabora” replaced by “Tora Bora”.

Para. 176, third line: “He” replaced by “he”.

Para. 177, second line: “that he had” inserted after “testified”.

Para. 181, fourteenth line: “its” replaced by “it”.

Para. 182, first line: “by negligence” replaced by “negligently”.

Para. 183, second line: “suggest” replaced by “suggests”.

Para. 183, sixth line: second “that” deleted.

Para. 187, twelfth line: “him” deleted after “wanted”.

Para. 205, fifth line: “D-0011” in bold.

Para. 205, fifth line: “of” inserted after “authentication”.

Para. 208, last line: “.” added before footnote 641.

Para. 209, sixth line: “D-0037” in bold.

Para. 229, first line: “him” not in bold.

Para. 239, penultimate line: “made” replaced by “make”.

Para. 239, last line: “subject” replaced by “subjects”.

[REDACTED]

Para. 247, second line: “Although” replaced by “But”.

Para. 247, fourth line: “requires” replaced by “require”.

Para. 251, ninth line: “on” replaced by “of”.

Para. 260, fourth to eighth lines: quotation italicized.

Para. 261, eighth line: “to” deleted after “Act”.

Para. 264, second line: footnote 85 replaced by footnote 827 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 264, fourth line: footnote 86 replaced by footnote 828 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 264, last line: footnote 87 replaced by footnote 829 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 265, second line: footnote 88 replaced by footnote 830 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 265, third line: footnote 89 replaced by footnote 831 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 265, third line: footnote 90 replaced by footnote 832 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 265, fifth line: footnote 91 replaced by footnote 833 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 265, seventh line: footnote 92 replaced by footnote 834 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “DAR-OTP-0021-0296: Sudan Criminal Act, 1991, Article 167; [REDACTED].”

Paras. 267-296: footnotes 827-963 renumbered as footnotes 835-971 as a result of the reinsertion of footnotes 827-834.

Para. 272, sixth line: “definition” replaced by “definitions” and “expressions” replaced by “expression”.

Para. 272, eleventh line: “Sudanesetelvision” replaced by “Sudanese television”.

Para. 284, fifth line: “Salamat” deleted.

Para. 290, second line: “,” between P-0012 and P-0877 replaced by “and”.

Para. 294, fourth line: “,” after “nomenclature” replaced by “.”

Para. 294, fourth line: “and” before “was” replaced by “It”.

Para. 297, second line: footnote 113 replaced by footnote 972 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[ICC-02/05-01/20-504-AnxA](#): Agreed Fact No. 4; [OTP Trial Brief](#), para. 2.”

Para. 297, second line: footnote 114 replaced by footnote 973 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[ICC-02/05-01/20-504-AnxA](#): Agreed Fact No. 5; [OTP Trial Brief](#), para. 2.”

Para. 297, second line: footnote 115 replaced by footnote 974 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “**P-1042**: DAR-OTP-0220-1623, para. 65.”

Para. 297, third line: footnote 116 replaced by footnote 975 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “**P-1042**: T-028, p. 45, lines 13-16; [REDACTED].”

Para. 297, fourth line: footnote 117 replaced by footnote 976 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[ICC-02/05-01/20-504-AnxA](#): Agreed Fact No. 7; [OTP Trial Brief](#), para. 2.”

Para. 297, last line: footnote 118 replaced by footnote 977 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “*See* **PART IV – Chapter 3 – Section 2 - II and III** above.”

Para. 298, second line: footnote 119 replaced by footnote 978 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 298, third line: footnote 120 replaced by footnote 979 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 298, fourth line: footnote 121 replaced by footnote 980 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Para. 298, last line: footnote 122 replaced by footnote 981 and footnote text inserted from ICC-02/05-01/20-1207-Conf-AnxII: “[REDACTED]”

Paras. 299-828: footnotes 964-3051 renumbered as footnotes 982-3069 as a result of the reinsertion of footnotes 827-834 and 972-981.

Para. 300, third line: “representd” replaced by “represents”.

Para. 303, footnote 1022 (former footnote 1004): “T-056, p. 19, lines 9-11 (Conf)” replaced by “T-058, p. 5, lines 7-16 (Conf).”

Para. 316, second line: “Enquiry” replaced by “Inquiry”.

Para. 325, seventh line: “,” deleted between “as” and “compensation”.

Para. 327, ninth line: “Samih” replaced by “Sameh”.

Para. 328, eighth line: “and” inserted after “background”.

Para. 328, last line: “inconsistencies” replaced by “inconsistency”.

Para. 333, fifth line: “1990ies” replaced by “1990s”.

Para. 334, second line: “IJW” replaced by “JJW”.

Para. 334, third line: “,” inserted after “2007 -”.

Para. 350, ninth line: “19080s” replaced by “1980s”.

Para. 359, second line: former footnotes 1281 and 1282 (new footnotes 1299 and 1300) superscripted.

[REDACTED]

Para. 389, seventh line: “,” inserted between “JJW” and “which”.

Para. 389, eighth line: “,” deleted after “PDF”.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Para. 391, sixth line: “him” replaced by “he”.

Para. 392, last line: “nor” deleted before “in Tiro” and before “in Kodoom”.

Para. 404, seventh line: “that” inserted before “*Ali*”.

Para. 405, twelfth line: “there where aircrafts” replaced by “there were aircraft”.

Para. 407, penultimate line: “someone” deleted.

Para. 420, fifth line: “be” deleted after “been”.

Para. 426, tenth line: “that” deleted after “clarified”.

Para. 437, eighteenth line: “not” deleted between “been” and “spoken”.

Para. 440, text of former footnote 1638 (new footnote 1656): “**PART V – PERSECUTION**” replaced by “*See* **PART V – Chapter 4 – Persecution**”.

Para. 441, fifth line: “whom” replaced by “who”.

Para. 441, sixth line: “,” moved before former footnote 1643 (new footnote 1661).

Para. 445, twentieth line: space inserted after former footnote 1674 (new footnote 1692).

Para. 449, second line: “who” deleted after P-1021.

Para. 449, seventh line: “,” replaced by “.” before former footnote 1698 (new footnote 1716).

Para. 451, eighth line: “,” replaced by “:” after “helicopters”.

Para. 453, second line: superscripted “-” deleted after “presence -”.

Para. 453, fourth line: “month” replaced by “months”.

Para. 457, sixth line: “.” inserted after “operation”.

Para. 457, last line: “,” inserted after “ammunition”.

Para. 459, fourth line: “,” deleted between “that” and “it”.

Para. 460, second line: “the” inserted between “of” and “delegation”.

Para. 460, sixth line: “Internal” replaced by “internal”.

[REDACTED]

Para. 461, last line: “joining” replaced by “to join”.

Para. 462, eleventh line: “,” inserted between “record” and “leaves”.

Para. 463, fifth line: “.” inserted after “*Amsah*”.

Para. 466, fourth line: “,” inserted after “Police”.

Para. 469, second line: “having been” replaced by “that he had been”.

Para. 469, sixth line: “having been” replaced by “that he had been”.

Para. 473, fifth line: “a” replaced by “his” before “potential”.

Para. 476, text of former footnote 1834 (new footnote 1852): “tora bora” replaced by “Tora Bora”.

Para. 477, first line: “rather” inserted after “but”.

Para. 480, text of former footnote 1840 (new footnote 1858): “085” replaced by “0085”.

Para. 485, fourth line: “the” deleted after “registered”.

Para. 487, second line: “to” replaced by “and” between “February” and “April”.

Para. 490, first line: “that they have” inserted after “testified”.

Para. 492, twelfth line: “foot” replaced by “feet”.

[REDACTED]

Para. 500, last line: “on” replaced by “over”.

Para. 503, third line: “in” replaced by “at the” after “detention”.

Para. 503, fifteenth line: “it” replaced by “this” between “that” and “was”.

Para. 506, first line: “testifying” replaced by “testified”.

Para. 507, second line: “*Kuhayb*” replaced by “*Kushayb*”.

Para. 510, second line: “to buy” replaced by “buying”.

Para. 511, fifth line: “a” inserted before “solid”.

Para. 512, third line: “the” inserted before “Garsila”.

Para. 513, fifteenth line: “whereas” replaced by “as”.

Para. 513, fifteenth line: “as” inserted before “Al-Tayib”.

Para. 514, seventh line: “P-0900” replaced by “P-0990”.

Para. 518, second line: second “to be” deleted.

Para. 518, last line: “tora bora” replaced by “Tora Bora”.

Para. 519, fourth line: “According to” deleted.

Para. 519, fourth line: “,” inserted after “P-0984”.

Para. 519, fifth line: “foe” replaced by “for”.

Para. 520, fifth line: “was” inserted after “loaded”.

Para. 523, second line: space inserted between “above” and “prevent”.

Para. 524, second line: space deleted between former footnote 2036 (new footnote 2054) and “P-0913”.

Para. 527, sixth line: “Muqaddam” replaced by “Muqqadam”.

Para. 534, ninth line: “Muqaddam” replaced by “Muqqadam”.

Para. 548, text of former footnote 2149 (new footnote 2167): “*See* PART V - PERSECUTION” replaced by “*See* **PART V- Chapter 4 – Persecution**”.

Para. 549, second line: “(i)” inserted after “:”.

Para. 549, ninth line: “(ii)” inserted after “;”.

Para. 549, tenth line: “are” replaced by “is”.

Para. 549, fifteenth line: “(iii)” inserted after “;”.

Para. 550, first line: “requirement” replaced by “requirements”.

Para. 552, second line: “Ab Al Rahman” replaced by “Abd-Al-Rahman”.

Para. 554, third line: “arrests” replaced by “arrest”.

Para. 554, fourth line: “detentions, mistreatments, transfers and executions” replaced by “detention, mistreatment, transfer and execution”.

Para. 562, third line: “tora bora” replaced by “Tora Bora”.

Para. 570, text of former footnote 2205 (new footnote 2223): “Chapter 3” replaced by “Chapter 2”.

Para. 575, seventh line: “, members” replaced by “and another member” after “(“Abu-Lahab”)”.

Para. 575, eighth line: “,” inserted after “intelligence”.

Para. 577, first line: “the Harun,” replaced by “Harun”.

Para. 580, seventh line: “Muqaddam” replaced by “Muqqadam”.

Para. 585, sixteenth line: “P-0995” replaced by “P-0955”.

Para. 590, sixth line: “that he had” inserted before “having”.

Para. 591, third line: “7:00 a.m.” replaced by “7 a.m.”.

Para. 593, fifth line: “tora bora” replaced by “Tora Bora”.

Para. 603, fourth line: “7.00 a.m.” replaced by “7 a.m.”.

Para. 603, sixth line: “1.00 p.m.” replaced by “1 p.m.”.

Para. 608, first line: “’s testimony that” replaced by “,” after “P-0905”.

Para. 608, fourth line: bold and italics removed for “been”.

Para. 638, fifth line: “seing” replaced by “seeing”.

Para. 642, last line: “,” replaced by “.” before former footnote 2522 (new footnote 2540) and “.” deleted after former footnote 2522 (new footnote 2540).

Para. 646, fourth line: “.” moved before former footnote 2537 (new footnote 2555).

Para. 649, third line: “1:00-2:00 p.m.” replaced by “1-2 p.m.”.

Para. 654, sixth line, at (ii): “been” replaced by “was”.

Para. 657, fourth line: “in” replaced by “from”.

Para. 658, third and fourth lines: “arrests, detentions, mistreatments, transfers, and executions” replaced by “arrest, detention, mistreatment, transfer and execution”.

Para. 664, last line: “rebels fighter” replaced by “rebel fighters”.

Para. 664, text of former footnote 2579 (new footnote 2597): “” added at the end of the quotation.

Para. 677, fifth line: “mention” replaced by “mentions”.

Para. 680, last line: “s” deleted after “*Kushayb*”.

Para. 689, fourth line: “propose” replaced by “proposed”.

Para. 691, third line: “from” replaced by “of”.

Para. 692, first line: “(i)” replaced by “on the basis of which the Prosecution aims at proving the alias”.

Para. 693, first line: delete “(ii)”.

Para. 694, first line: delete “(v)”.

Para. 697, first line: “Evidence” replaced by “The evidence”.

[REDACTED]

[REDACTED]

Para. 708, last line: “witness” inserted after “reliable”.

Para. 710, fifth line: “from” replaced by “of”.

[REDACTED]

Para. 712, last line: “P-0769” replaced by “P-0874”.

Para. 716, fifth line: “become” replaced by “he became”.

Para. 717, second line: “their” replaced by “they”.

Para. 720, first line: “P-0994 testified” deleted.

Para. 725, first line: “is” replaced by “are”.

Para. 734, twelfth line: “provide” replaced by “provided”.

Para. 745, first line: “Even” deleted.

Para. 746, last line: “witness” replaced by “witnesses”.

Para. 749, fifth line: “involvement” deleted.

[REDACTED]

Para. 755, eighth line: “or” replaced by “of” after “person”.

Para. 759, twenty-third line: “his” replaced by “its”.

Para. 761, first line: “a” replaced by “of” after “leader”.

Para. 762, second line: “of” deleted after “proving”.

Para. 764, third line: “mid- 1990ies” replaced by “mid-1990s”.

Para. 770, last line: “” added after “tribe”.

Para. 773, tenth line: “respectively” replaced by “respectively”.

Para. 788, third line: “that” replaced by “than”.

Para. 804, fifth line: “,” replaced by “and” after Kodoom.

Para. 827, text of former footnote 3046 (new footnote 3064): “Chapter 3” replaced by “Chapter 2”.

Para. 827, text of former footnote 3047 (new footnote 3065): “Chapter 4” replaced by “Chapter 3”.

Para. 828, first line: “independent” replaced by “independently”.