

ANNEX 13

Public Redacted

From: Trial Chamber VI Communications
Sent: 20 June 2025 14:02
To: D33 Said Defence Team; Office of the Director DJSS; Associate Legal Officer-Court Officer; [REDACTED] VWS Legal; VWS OPS Room; [REDACTED]
Cc: Chamber Decisions Communication; [REDACTED] Trial Chamber VI Communications
Subject: RE: Directions following Status Conference (12.06.25)

[ICC] RESTRICTED

Dear Defence and Registry,

The Chamber has taken note of your emails dated 18 June 2025.

The Chamber has identified a number of points for follow up and hereby issues the following directions:

1. The Defence is to provide an update on the procurement of the visas for its mission no later than midday on 24 June 2025. In addition, the Defence and Registry are also to confirm by the same date that everything is in place for the Defence mission due to take place between [REDACTED]. Should anything occur which impacts the feasibility of the mission, then the Defence and the Registry must inform the Chamber immediately.
2. The Chamber has taken note of the Registry's submissions regarding responses from the [REDACTED] authorities. The Chamber accordingly instructs the following:
 - a. The Registry is ordered to communicate the response of the [REDACTED] authorities regarding the waiver of stage 3 to the Chamber and the Defence as soon as it is received;
 - b. The Registry is ordered to communicate the date for the formal interview for [REDACTED] as soon as it is confirmed. If the presence of the Defence is absolutely required during stage 3, then the Defence is ordered to ensure that it makes itself available for any date that the [REDACTED] authorities communicate as a matter of priority.
 - c. The Registry and the Defence are ordered to inform the Chamber as soon as the informal interview report for [REDACTED] is sent by the [REDACTED] authorities. The Defence and Registry must immediately transmit a request for completion of stage 3 to the [REDACTED] authorities on the same day as the Registry and the Defence are notified that the informal interview report is approved.
 - d. In respect of the position of the [REDACTED] authorities regarding [REDACTED] and [REDACTED] [REDACTED] testifying orally, the Chamber notes the Registry's submissions that the [REDACTED] authorities require three weeks to prepare their observations. The Chamber accepts this position and orders the Registry to transmit the observations of the [REDACTED] authorities on this matter as soon as they are received.
3. The Chamber has taken note of the Defence's submissions regarding P-0405. The VWU is ordered to provide all necessary assistance to the Defence in order to facilitate P-0405's read back session. In addition, the VWU and the relevant sections of the Registry which will conduct the certification and declaration process, should collaborate to ensure the declaration and certification process in respect of P-0405's prior recorded testimony is completed as soon as possible. The Defence is ordered to provide an update on the steps taken to meet with P-0405 and the steps taken to organise a mission to [REDACTED] no later than 4pm on 25 June 2025, and weekly thereafter.

Kind regards,
Trial Chamber VI

From: [REDACTED] nt>
Sent: 18 June 2025 12:35

Subject: RE: Directions following Status Conference (12.06.25)

[ICC] RESTRICTED

Dear colleagues in Chambers,

I apologise for the interruption.

The Registry kindly takes this opportunity to add the following information in parenthesis for the sake of clarity regarding cooperation with [REDACTED]:

On 12 June 2025, the [REDACTED] authorities informed the Registry by way of email that although the request had been transmitted to the relevant authorities, according to the protocol, the request for a formal interview can only be made once the notes of the informal interview have been approved (this approval rests with the said authorities).

With my best,

[REDACTED] on behalf of the Registry
Office of the Director, Division of Judicial Services

From: [REDACTED]
Sent: 18 June 2025 12:26
To: Trial Chamber VI Communications [REDACTED]

Subject: RE: Directions following Status Conference (12.06.25)

Dear colleagues in Chambers,

As directed by the Chamber in its email below, the Registry, further to its email below, hereby provides the following updates.

Mission to t

- All is on track for the SAID DEF mission to ():
 - o Flights are booked and e-tickets will be issued as soon as the Said defence team provides the
 - o Visa support letters have been sent to travellers
 - o Dedicated mission is approved to arrange entrance visa in
 - o Registry mission certificates will be issued soon
 - o The is making hotel reservations and arranging transportation

Cooperation with

Regarding the position of as to a waiver of stage 3 of the protocol, the Registry has not yet received a response. As requested by the authorities, the question was communicated to via a note verbale on 12 June 2025.

In relation to the steps taken to identify the dates for the completion of stage 3 of the Protocol in respect of and on 11 June 2025 the Registry transmitted a request from the Defence regarding the identification of dates for the formal interview of On 12 June 2025, the authorities informed the Registry by way of email that although the request had been transmitted to the relevant authorities, according to the protocol, the request for a formal interview can only be made once the notes of the informal interview have been approved (this approval rests with the said authorities).

Regarding the formal interview of on 10 June 2025, the Registry communicate to the authorities the dates proposed by the Defence to conduct a formal interview. The earliest date provided by the Defence is 10 July 2025. The Registry has not yet received a response from the authorities.

As to the position regarding the oral testimony of and on 13 June 2025 the Registry communicated this question to the authorities via a note verbale and asked to be provided with a response by 18 June 2025. On 17 June 2025, the authorities informed the Registry by way of email that they need three weeks to prepare their observations to the Chamber and thus would like to request an extension of 3 weeks to that effect.

Documents from t

On 16 June 2025, the received the documents from which contained a letter and a USB drive with three folders of information. The information was transmitted to the Defence by way of email during the same day.

With my best,

on behalf of the Registry
Office of the Director, Division of Judicial Services

From:

Sent: 16 June 2025 09:06

To: Trial Chamber VI Communications < >

[REDACTED] nt>
Subject: RE: Directions following Status Conference (12.06.25)

Dear colleagues in Chambers,

I apologise for the interruption; and hereby copying [REDACTED], Office in Charge in [REDACTED] absence, as per my email immediately below.

With my best,

[REDACTED] on behalf of the Registry
 Office of the Director, Division of Judicial Services

From: [REDACTED]
Sent: 16 June 2025 09:04

To: Trial Chamber VI Communications <[REDACTED]>
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

Subject: RE: Directions following Status Conference (12.06.25)

Dear colleagues in Chambers,

As directed by the Chamber in its email below, the Registry hereby provides as follows a written update on the outcome of the meeting on 13 June 2025 between the [REDACTED] and the [REDACTED] Focal Point:

1. [REDACTED] mission

- The mission has been authorised on 13 June 2025. [REDACTED] has provided to the Defence Team a scan of the authorisation on 13 June 2025, at 17:05.
- [REDACTED] informed the [REDACTED] Focal Point of the dates for the Defence Team mission. The [REDACTED] Focal Point confirmed that [REDACTED] deputy would be available to facilitate access etc and cooperation at [REDACTED].

2. Defence request for the documents from [REDACTED]

- [REDACTED] explained to the [REDACTED] Focal Point the difficulty the Court had had in receiving a substantive response from the [REDACTED] in relation to the Said Defence Team's request dated 1 October 2024, which was transmitted under cover of the Registry Note Verbale on 3 October 2024 and re-transmitted on 20 March 2025. The [REDACTED] Focal Point spoke with the [REDACTED] Focal Point by telephone, and at circa 17:10 the [REDACTED] Focal Point attended at the [REDACTED] Focal Point's office. The [REDACTED] Focal Point said that a response would be ready on Monday 16 June 2025. The [REDACTED] Focal Point confirmed after the meeting that the requested information would be provided on Monday 16 June 2025. [REDACTED] will follow up with the [REDACTED] Focal Point at the end of Monday 16 June 2025 absent the information provided by the [REDACTED] by then.

I kindly copy [REDACTED] Office in Charge in [REDACTED] absence.

With my best,

[REDACTED] on behalf of the Registry

Office of the Director, Division of Judicial Services

From: [REDACTED]

Sent: 13 June 2025 17:33

To: Trial Chamber VI Communications [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Cc: [REDACTED]
[REDACTED] >

Subject: RE: Directions following Status Conference (12.06.25)

Dear colleagues in Chambers,

Further to the Chamber's direction below "to confirm as soon as possible whether [the Registry] has received the Defence's mission plan, which the latter indicated had been transmitted to the Registry's Counsel Support Section on 11 June 2025. (see T-138 ENG ET, p. 6, lines 19-22), the Registry hereby informs as follows:

- Counsel Support Section ("SSS") received a mission plan (for [REDACTED]) from the SAID DEF on WED 11/06 at 17.52 hours;
- CSS has approved the mission plan on THU 12/06 and commenced all logistical preparation (liaising with the SAID DEF on flight reservations, visa applications etc...);
- On 12/06 in the afternoon, the SAID DEF informed during a phone call with CSS that another member of the SAID DEF might join the mission;
- On 13/06 at 15.36 hours, the SAID DEF submitted an amended mission plan [REDACTED] for [REDACTED] and a new one regarding [REDACTED];
- Travel arrangements have been re-started for [REDACTED] and initiated for [REDACTED] (visa support letter to be issued, flights to book and all local arrangements to request to [REDACTED]).

The Registry anticipates that, from its side, the mission will take place as planned.

With my best,

[REDACTED], on behalf of the Registry
Office of the Director, Division of Judicial Services

From: [REDACTED] <[REDACTED]>

Sent: 13 June 2025 12:33

To: Trial Chamber VI Communications <[REDACTED]>
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Directions following Status Conference (12.06.25)

[ICC] RESTRICTED

Dear colleagues in Chambers,

On behalf of the Registry, thank you kindly for your email; the Registry will proceed accordingly.

With my best,

██████████ on behalf of the Registry
Office of the Director, Division of Judicial Services

From: Trial Chamber VI Communications ██████████

Sent: 13 June 2025 12:29

To: D33 Said Defence Team <██████████>

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Subject: Directions following Status Conference (12.06.25)

[ICC] RESTRICTED

Dear Defence,
Dear Registry,

Further to yesterday's status conference the Chamber wishes to reiterate a number of instructions that were given at the hearing.

- 1) The Registry is to confirm as soon as possible whether it has received the Defence's mission plan, which the latter indicated had been transmitted to the Registry's Counsel Support Section on 11 June 2025. (see T-138 ENG ET, p. 6, lines 19-22)
- 2) The Registry and the Defence are to continue liaising regarding the relevant logistical steps for the organisation of a Defence mission. The Chamber expects the Defence and Registry to be proactive in this regard. To the extent that it is practical to apply for visas in advance of mission authorisation from the ██████████ authorities, then the Defence and Registry should do so.
 - a. The Chamber notes the Registry's submissions that the ██████████ was meeting with the ██████████ focal point today (see T-138 ENG ET, p. 3, lines 19-25). The Registry is ordered to provide a written update to the Defence and the Chamber on the outcome of that meeting today.
 - b. Furthermore, the Defence and the Registry are ordered to provide a written update by way of email to the Chamber on the overall status of the Defence mission no later than midday on Wednesday 18 June.
- 3) The Registry is ordered to ascertain the ██████████ authorities' position is regarding a waiver of stage 3 of the protocol. If the ██████████ authorities are content to waive stage 3, the Chamber wishes to know what is their position in respect of certification? Specifically, are the ██████████ authorities content for their representatives present during the interview or a Registry representative conducting the certification

process? The Registry should transmit this information to the Chamber via email as soon as it is received (see T-138 ENG ET, p. 9, lines 13-22).

- 4) The Defence and the Registry are ordered to provide a written update on the steps taken to identify the dates for the completion of stage 3 in respect of [REDACTED] and [REDACTED], no later than midday on Wednesday 18 June. Specifically, the Chamber wishes to know what the dates for the completion of stage 3 are, and if there are no dates, when will they be set.
- 5) The Registry is ordered to ascertain the [REDACTED] authorities' position on [REDACTED] and [REDACTED] testifying orally before the Chamber. The Registry should transmit this information to the Chamber and the Defence via email as soon as it is received, and in any event provide a written update to the Chamber no later than midday on Wednesday 18 June. (see T-138 ENG ET, p. 14, lines 14-21)
- 6) The Chamber notes the Registry's submissions that the [REDACTED] was following up with the ICC focal point regarding the documents from [REDACTED] (see T-138, p. 17, lines 8-18, 19-25). The Registry is ordered to inform the Chamber via email as soon as possible on the outcome of this follow up.
- 7) The Chamber notes the submissions from VWU and the Defence regarding P-0405 and his whereabouts. The Chamber also notes the proposal from the Defence to give the name of the witness to the [REDACTED] who could liaise with the ICC focal point to ascertain whether P-0405 remains [REDACTED]. The Chamber further notes the VWU's concerns regarding unnecessary exposure of the witness if his name is provided too early (see T-138 ENG ET, p. 25, line 23 to p. 26, line 2). If the VWU has concerns regarding the Defence's course of action, then the Defence and the VWU are ordered to collaborate in order to determine how best to accommodate these concerns. The Chamber also considers that the Prosecution may be in a position to assist with contacting this witness [REDACTED]. Accordingly, the Chamber will issue an *inter partes* instruction in respect of P-0405 in a separate communication.

Kind regards,
Trial Chamber VI