

Annexe Confidentielle ex-parte réservée
uniquement au Greffe

**DECISION ON THE REQUEST FOR ADDITIONAL RESOURCES
SUBMITTED BY LEGAL REPRESENTATIVES FOR VICTIMS IN THE CASE OF

THE PROSECUTOR V. ALFRED YEKATOM AND PATRICE NGAÏSSONA**

Background

1. By electronic messages dated 8 July 2019 and 13 August 2019 (“the Requests”)¹, the Legal Representatives for Victims (“LRVs”) in the case of *The Prosecutor v. Alfred Yekatom and Patrice Ngaïssona* requested the following additional resources: (1) [REDACTED]; (2) an increase of the current field budget; (3) the budget for an additional field assistant; and (4) the budget for a case manager prior to the confirmation of charges hearing.

Legal Basis

2. For the purpose of the Requests, the Registry has considered regulations 83, 84 and 85 of the Regulations of the Court (“RoC”) and the Registry’s single policy document on the Court’s legal aid system (“Legal Aid Policy” or “LAP”).²

Analysis

3. In its assessment and analysis of the Requests, the Registry takes into consideration its obligation, on the basis of the relevant provisions, to allocate sufficient resources to cover all reasonably necessary costs for an effective and efficient legal representation, as well as the principles of economy, continuity and flexibility of the legal aid system.

4. The LRVs base their request to [REDACTED] on the following: that their team consists of five counsels [REDACTED]; that two cases were joined; and on the scale of the alleged crimes and the high number of victims alleged. Taking into consideration that no increase of the workload has been

¹ Regulation 83(3) Request for Additional Funds under the Legal Aid Policy, 29 June 2018.

² ICC-ASP/12/3.

substantiated at this stage of the proceedings, and that the reasons brought forward by the requestors were already known to the LRVs when they expressed their willingness to work as one team of Legal Representatives for Victims, this request is rejected.

5. The request to increase the current field budget of [REDACTED] is based on the size of their team; also, the LRVs submit that the budget will not be sufficient to cover the missions for all the team members. This request appears to be based on an understanding that missions to The Hague have to be paid from the field budget. The Registry notes that those missions are actually covered by the monthly budget for expenses. While an increase of the field budget is not excluded by the Registry, it seems premature to raise such an issue before starting to use the allocated budget. The request is therefore rejected; the common legal representatives are invited to request additional field funds at an advanced stage of the use of the one already allocated.

6. The LRVs base their request for the budget for an additional field assistant on the fact that the victims they represent are spread over a very wide area (Chad and Central African Republic) and that, as a result, two field assistants will be required to keep in close contact with their clients. The current field budget provides for a field assistant position with a maximum remuneration of [REDACTED] per month. This budget can be managed by the counsels in accordance with their needs and the monthly remuneration can be used for the appointment of two field assistants. The request to increase this budget is therefore rejected.

7. As per the Legal Aid Policy the team is entitled to a case manager from the start of the confirmation of charges hearing. The request for the budget for a case manager prior to that stage is based on the need to coordinate the work of the team with a basis in The Hague. Taking into consideration that three of the legal representatives are entirely new to the ICC system and that the size of the team requires very good coordination, a case manager could provide useful assistance to the team already at this stage of the proceedings; also, a case manager could facilitate the communication

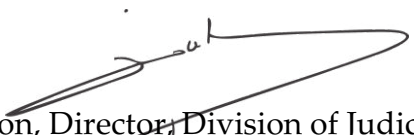
between the ICC and the LRVs. The request for the budget for a case manager prior to the confirmation of charges is therefore granted.

Conclusion

8. The Registrar, in light of the foregoing, decides to:

Grant the resources for a case manager as of 6 September 2019, until the start of the confirmation of charges hearing; and

[REDACTED].



Marc Dubuisson, Director, Division of Judicial Services
per delegation of
Peter Lewis, Registrar

Dated this 6 September 2019
At The Hague, The Netherlands