

ANNEX 2

Public redacted

[REDACTED]

From: Trial Chamber X Communications
Sent: 02 September 2020 13:42
To: Dutertre, Gilles; Taylor, Melinda; [REDACTED]; Doumbia, Seydou; Kassongo, Mayombo; Nsita Luvengika, Fidel
Cc: [REDACTED]
Subject: RE: Video Recording of remote preparation sessions
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Counsel,

With regard to the Prosecution's proposed way forward for the recording of preparation sessions to be conducted via WebEx, the Single Judge finds it appropriate, in the circumstances, to already give her authorisation for the session scheduled to start tomorrow. The Single Judge is also of the view that the proposed way forward can be retained for other witnesses, going forward, unless the Defence objects by 16:00 tomorrow.

Kind regards,

[REDACTED]

On behalf of the Single Judge of TC X

From: Dutertre, Gilles
Sent: 02 September 2020 11:55
To: Trial Chamber X Communications; Taylor, Melinda; [REDACTED]; Doumbia, Seydou; Kassongo, Mayombo; Nsita Luvengika, Fidel
 [REDACTED]

Subject: Video Recording of remote preparation sessions

Dear Trial Chamber X,

Pursuant to paragraph 12 of ICC-01/12-01/18-666-Anx, "the calling party shall video record the preparation session".

For some witnesses, the preparation session will have to be conducted remotely. The system Cisco Webex has been selected.

Indeed, the Court's Head of Information Security, has recommended the use of Cisco WebEx for remote witness preparation meetings. The system is considered sufficiently secure, it allows for sharing documents on the screen, and it allows for us to video record the process without external technical requirements.

Over the past week, we have been involved with IEU and IMSS in testing the video recording function of the Cisco WebEx. It works well.

However, the final video recording will only display the so-called active speaker, i.e. the image of the person (or room) speaking at any particular time of the meeting. It appears that this is a setting related to privacy, and IMSS has not been able to change it.

All circumstances considered, the Prosecution submits that the WebEx video recording is sufficient for the purpose of recording the witness preparation sessions. We will make sure that everyone appropriately introduce themselves (i.e. appear on the screen) at the start of the meeting, and that it is confirmed that no not-visible persons are present at any of the locations.

The Prosecution asks for the approval to work on that basis (such a preparation session would take place tomorrow).

Respectueusement,

Gilles Dutertre