

From: Trial Chamber V Communications
Sent: 04 January 2021 15:35
To: Massidda, Paolina; Trial Chamber V Communications
Cc: OTP CAR IIB Case Management; OTP CAR IIB Managers; 'D29YekatomDefenceTeam'; 'D30NgaissonaDefenceTea'; V44 LRV Team OPCV; V44 LRV Team; V45 LRV Team; Ambach, Philipp
Subject: RE: Request for the Chamber's guidance on the procedure for disclosure of applications of dual status individuals

Dear Ms Massidda,

The Single Judge takes note of the request for guidance below.

The Single Judge notes that the Chamber gave pertinent directions on the procedure for the disclosure of applications of dual status individuals in its 'Decision on Protocols at Trial' (ICC-01/14-01/18-677), specifically in the Dual Status Protocol (Annex 2) and the Redactions Protocol (Annex 3).

Nonetheless, for the sake of clarity, the Single Judge confirms that the Registry is expected to provide the Prosecution with the unredacted applications of dual status individuals. The Prosecution must subsequently effect disclosure pursuant to its statutory disclosure obligations and in line with the abovementioned protocols.

Kind regards, TC V

From: Massidda, Paolina
Sent: 23 December 2020 09:48
To: Trial Chamber V Communications
Cc:
Subject: Request for the Chamber's guidance on the procedure for disclosure of applications of dual status individuals
Importance: High

Dear All,

The Common Legal Representatives of the Victims of the other crimes respectfully seek the guidance of the Chamber in relation to the disclosure of applications of dual status individuals.

In this regards, the CLRV inform the Chamber that, following the last decision on victims' participation dated 11 December 2020, they have reviewed the list of victims authorised to participate against the latest list of witnesses provided by the Prosecution and identified 2 persons having dual status whose applications have not yet been disclosed in unredacted form to the Prosecution and in redacted form to the Defence.

The Pre-Trial Chamber ruled in the matter issuing the decision [ICC-01/14-01/18-339](#) providing a procedure in para. 11. Said procedure is not expressly covered by the Trial Chamber's order [ICC-01/14-01/18-459](#) (indicating that certain processes adopted by the Pre-Trial Chamber shall remain in place at the trial stage of the proceedings).

Therefore, the CLRV respectfully request the guidance of the Chamber on whether said procedure still apply. In the affirmative, the CLRV will request the VPRS to provide the unredacted applications to the Prosecution and they will liaise with the latter to consult for providing the redacted versions to the Defence as soon as possible.

Kind regards,
Paolina Massidda

#OPCV15
#VictimsMatter



Paolina Massidda

Conseil principal / Principal Counsel
Bureau du conseil public pour les victimes (BCPV)
Office of Public Counsel for Victims (OPCV)
International Criminal Court

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