

Annex 12

**PUBLIC
REDACTED**

From: Trial Chamber X Communications
Sent: 20 November 2020 09:57
To: D28 Al Hassan Defence Team; Taylor, Melinda; [REDACTED]
Cc: Al Hassan Prosecution Team; V43 Victims Al Hassan Team; Trial Chamber X Communications; Chamber Decisions Communication
Subject: Decision on Defence Regulation 35 request regarding deadline in decision ICC-01/12-01/18-1150

Dear counsel,

The Chamber grants the Defence request in the email below pursuant to Regulation 35 of the Regulations of the Court. Accordingly, the Defence deadline of 24 November 2020 set in decision ICC-01/12-01/18-1150 is suspended until either:

- three working days from the date of the Chamber's determination of Prosecution request ICC-01/12-01/18-1159-Conf; or
- if Prosecution request ICC-01/12-01/18-1159-Conf is granted, a date set by the Chamber.

Noting the issue being experienced with the Defence ICC email account, this email has been sent to the Defence email address and a printed copy will be handed to counsel during the break.

Kind regards,

[REDACTED] on behalf of Trial Chamber X

From: [REDACTED]
Sent: 20 November 2020 08:23
To: Trial Chamber X Communications; Al Hassan Prosecution Team; [v43lrteam](#); [REDACTED]
 Taylor, Melinda; [REDACTED]
Subject: Re Shortening of deadline for responses to Prosecution request

Your Honour,
 Dear colleagues,

The Defence regrets to inform the Chamber that our ICC email accounts are not currently operational. We are endeavouring to remedy this as soon as possible, but please note that this may cause issues throughout the day. Please accept this email from [REDACTED] account, which is secure and designed to handle sensitive case information in accordance with the highest European and UK data standards. It is the best we are currently able to do. The email does not contain confidential information.

Pursuant to Regulation 35 of the Regulations of the Court, the Defence for Mr Al Hassan respectfully requests a discrete adjustment of its deadline for submission on Article 69(7) matters concerning P-620 and P-655, which currently falls on 24 November 2020.

The Prosecution's Request has generated additional workload for the Defence, at a time when the Defence is faced with a range of different and unexpected issues arising from Mr Al Hassan's situation, and the consequences on the ongoing trial process. The uncertainty it raises also impacts the efficiency of Defence preparation, and the ability of the Defence to prioritise its workload. In light of these factors, and in order not to render the potential outcome of the filing moot, the Defence respectfully requests that its filing deadline of 24 November be suspended, such that the deadline for the Defence submission either:

- Falls three working days from the date of the Chamber's determination of the Prosecution request; or
- If the Request is granted, is set in accordance with the schedule deemed appropriate by the Trial Chamber.

The Defence respectfully expresses its sincere appreciation for the Single Judge's consideration of this request.

Kind regards

Melinda Taylor, Counsel for Mr Al Hassan

[REDACTED]

[REDACTED]

[REDACTED]