

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-02/04-01/15**
Date: **12 December 2019**

TRIAL CHAMBER IX

Before: Judge Bertram Schmitt, Presiding Judge

SITUATION IN UGANDA

IN THE CASE OF *THE PROSECUTOR v. DOMINIC ONGWEN*

Public

Declaration on the Closure of the Submission of Evidence

To be notified, in accordance with regulation 31 of the Regulations of the Court, to:

The Office of the Prosecutor

Fatou Bensouda
James Stewart
Benjamin Gumpert

Counsel for the Defence

Krispus Ayena Odongo

Legal Representatives of the Victims

Joseph Akwenyu Manoba
Francisco Cox
Paolina Massidda

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

The Office of Public Counsel for Victims

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Judge Bertram Schmitt, acting as Presiding Judge on behalf of Trial Chamber IX of the International Criminal Court, in the case of *The Prosecutor v. Dominic Ongwen*, having regard to Rules 141 (1) of the Rules of Procedure and Evidence (the ‘Rules’), issues the following ‘Declaration of the Closure of the Submission of Evidence’.

1. On 6 December 2016, the trial in this case commenced.¹
2. On 13 April 2018, the Prosecution filed a formal notice on the completion of its presentation of evidence.²
3. On 6 December 2019, the Defence filed a formal submission also indicating the closure of its presentation of evidence.³
4. The Presiding Judge notes that the Defence in its filing makes reference to its ongoing assessment of potential evidence and the possibility of further evidence-related requests. However, these submissions are of a general nature, and the Defence does not make any specific request. The closure of the evidence cannot be delayed on such speculative assumption.
5. This does not signify that a request to re-open the evidence will automatically be rejected. However, the Presiding Judge emphasises that any such request will only be granted if it is warranted by truly exceptional circumstances.
6. Accordingly, the Presiding Judge considers it appropriate to declare the submission of evidence in this case closed.

¹ Transcript of hearing, 6 December 2016, ICC-02/04-01/15-T-26-ENG.

² Notice of the Prosecution’s completion of evidence presentation, ICC-02/04-01/15-1225.

³ Defence Announcement of the Closure of its Presentation of Evidence, ICC-02/04-01/15-1694.

FOR THE FOREGOING REASONS, THE PRESIDING JUDGE HEREBY

DECLARES the submission of evidence to be closed.

Done in both English and French, the English version being authoritative.


Judge Bertram Schmitt, Presiding Judge

Dated 12 December 2019

At The Hague, The Netherlands