

# **ANNEX 10**

**Public redacted**

**From:** Trial Chamber X Communications  
**Sent:** 19 December 2019 10:51  
**To:** [REDACTED]  
**Cc:** Trial Chamber X Communications; Dubuisson, Marc [REDACTED]; Lewis, Peter  
**Subject:** TC X - Implementation of Trial chamber X decision ICC-01/12-01/18-533-Conf-Exp - disclosure of medical records

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Dr [REDACTED]

Please find below guidance on behalf of the Single Judge of Trial Chamber X:

With regard to the email sent yesterday at 13:36, the Single Judge notes your request for a confidential audience to be held in order to give you an opportunity to explain why you cannot follow the orders issued on 17 December 2019 by the Chamber in its decision ICC-01/12-01/18-533-Conf-Exp. The Single Judge finds it appropriate for any further and more specific information and explanations that you may have as Medical Officer to be provided to the Registrar. It will be for the Registrar, having received this supplementary information, to decide, where appropriate, whether or not to request reconsideration of the decision issued on 17 December 2019 on the basis of the newly provided information. Until then, the aforesaid court order stands and must be followed.

Kind regards,

---

**From:** [REDACTED]  
**Sent:** 18 decembre 2019 13:36  
**To:** Prost, Kimberly  
**Cc:** [REDACTED] Trial Chamber X Communications; Lewis, Peter; Dubuisson, Marc; [REDACTED]  
**Subject:** chamber's decision on disclosure of medical records reg Mr Al-Anssary

Dear Judge Prost,

I would like to inform you that I have received a copy of the Decision on access to Mr Al Hassan's medical record, and your orders in that decision.

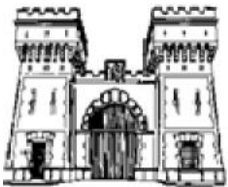
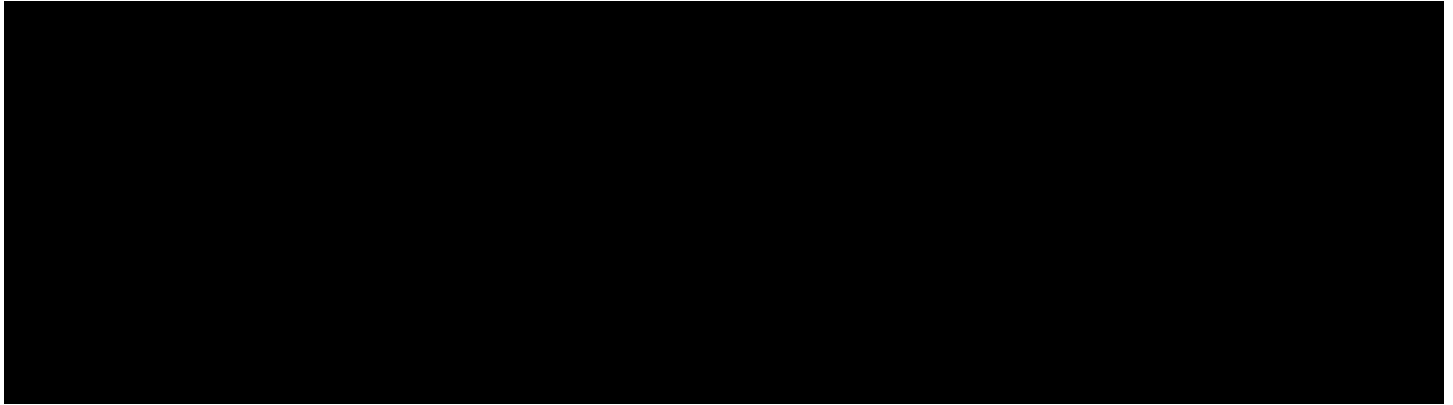
I would like to respectfully request a confidential audience with you in order to explain the background of my position, and why I cannot follow the order under the current circumstances.

I understand that the Registry was present at the ex parte status conference, however I do not feel that the Registry fully provided the Chamber with the information I provided to them regarding previous disclosures of medical files and reports, and the basis of any disclosures made or not made to Mr Al Hassan and his defence.

I believe that the Chamber does not have the whole picture before it, and I respectfully request for a meeting with you in order to explain the current position of the medical services of the Detention Centre, and most importantly the reasons why.

I am available this afternoon or late Thursday afternoon or Friday morning. I could come to the ICC main building or wherever is convenient for you.

Kind regards,



**Confidentiality notice:** The information contained in this email and its attachments is only for use of the intended recipients, and may be confidential and/or legally privileged. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, any unauthorized review, use, disclosure or distribution of the information is prohibited. If you have received this email in error, please notify the sender immediately by reply email and destroy all copies of the original message and any attachments.

---

Dit bericht kan informatie bevatten die niet voor u is bestemd. Indien u niet de geadresseerde bent of dit bericht abusievelijk aan u is toegezonden, wordt u verzocht dat aan de afzender te melden en het bericht te verwijderen. De Staat aanvaardt geen aansprakelijkheid voor schade, van welke aard ook, die verband houdt met risico's verbonden aan het elektronisch verzenden van berichten.

This message may contain information that is not intended for you. If you are not the addressee or if this message was sent to you by mistake, you are requested to inform the sender and delete the message. The State accepts no liability for damage of any kind resulting from the risks inherent in the electronic transmission of messages.

Ministerie van Justitie en Veiligheid.