

ANNEX 2

Public redacted

From: Trial Chamber X Communications
Sent: 09 December 2019 17:35
To: Court Management-Court Records; [REDACTED]
Cc: [REDACTED] Taylor, Melinda; [REDACTED]; Trial Chamber X Communications
Subject: TC X - Reclassification of Defence ex parte filing ICC-01/12-01/18-519-Conf-Exp-AnxA
Follow Up Flag: Follow up
Flag Status: Flagged
Categories: Yellow Category

Dear colleagues,
 Dear Counsel,

Noting the Defence submissions contained in its email dated 9 December 2019 at 16:05, the Single Judge hereby instructs the Registry to reclassify ICC-01/12-01/18-519-Conf-Exp-AnxA to 'confidential *ex parte*, Defence and Registry only'.

Kind regards,

[REDACTED]
 On behalf of the Single Judge of Trial Chamber X

Sent: 9 décembre 2019 16:05
 To: Trial Chamber X Communications; [REDACTED]
 Subject: RE: TC X - Defence requests in ICC-01/12-01/18-519-Conf-Exp-AnxA

Dear Ms. [REDACTED]

Many thanks for your message.

The exclusion of the Registry from our ex parte Annex A was an oversight, and we therefore have no objection to them receiving a copy, nor to their presence during an ex parte status conference.

Can the Single Judge reclassify Annex A to "confidential ex parte, Defence and Registry only", or would you prefer that we file a new version?

Thank you again, and kind regards,

[REDACTED]
 Associate Counsel for Mr. Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud

From: Trial Chamber X Communications [REDACTED]
 Sent: 09 December 2019 15:56

[REDACTED]; Taylor, Melinda; [REDACTED]

Cc: Trial Chamber X Communications

Subject: TC X - Defence requests in ICC-01/12-01/18-519-Conf-Exp-AnxA

Dear Counsel,

The Single Judge took notice of the Defence's *ex parte* submissions contained in Annex A to its submissions in preparation for this week's status conference (ICC-01/12-01/18-519-Conf-Exp-AnxA).

Preliminarily, the Single Judge wishes to inquire about the Defence's intention to make a version of its *ex parte* submissions available, in redacted form if required, to the Registry. For any of these issues to be addressed and acted upon, where appropriate, the Single Judge would find it most useful to have on the record of the case, and available to the Registry, the relevant Defence's submissions. To this effect, please let us know whether a version of ICC-01/12-01/18-519-Conf-Exp-AnxA can and will be made available to the Registry.

Relatedly, and with regard specifically to the Defence request for an *ex parte* status conference, the Single Judge would consider it more appropriate and useful to hold any such session with representatives of the Registry attending to provide answers and observations. An *ex parte* session (in the presence of the Defence and Registry only) could eventually be held on 13 December 2020. The Single Judge will be in a position to schedule this *ex parte* session if the Defence's filing ICC-01/12-01/18-519-Conf-Exp-AnxA is notified to the relevant unit of the Registry by 10 December 2019.

Best regards,

[REDACTED] on behalf of the Single Judge of Trial Chamber X

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