

Form for victims' views and concerns on the resumption of an investigation in the Situation of Venezuela I

On 3 November 2021, the ICC Prosecutor opened the investigation into the Situation of Venezuela I further to a referral submitted by a group of States Parties on 27 September 2018. The overall scope of the Situation of Venezuela I and of the Prosecutor's intended investigation encompasses any conduct amounting to crimes within the jurisdiction of the ICC that are alleged to have been committed in Venezuela since 12 February 2014. The Prosecutor specifically focuses on crimes against humanity of imprisonment or other severe deprivation of physical liberty pursuant to article 7(1)(e); torture pursuant to article 7(1)(f); rape and/or other forms of sexual violence of comparable gravity pursuant to article 7(1)(g); and persecution on political grounds against persons held in detention pursuant to article 7(1)(h) allegedly committed by members of the State security forces, civilian authorities and pro-government individuals (so-called *colectivos*), since at least April 2017.

On 16 April 2022, the Government of Venezuela sought a deferral of the Prosecutor's investigation due to the ongoing national proceedings. On 1 November 2022, the Prosecutor requested the Judges of the Pre-Trial Chamber to authorize the resumption of the investigation pursuant to Article 18(2) of the Rome Statute.

Victims of crimes under the ICC's jurisdiction have the right to participate in judicial proceedings. For this reason, on 18 November 2022, the Chamber ordered the Registry (Victims Participation and Reparations Section, 'VPRS') to consult with victims regarding the Prosecutor's request for the resumption of its investigation.

The present form aims to help victims of these alleged crimes in presenting to the Judges their views and concerns regarding the Prosecutor's request. This form may be used by individual victims or groups of victims (or persons/organizations representing them).

Please note that this form is exclusively for the present consultation process. Should the Judges authorise the resumption of an investigation, victims may be able at a later stage to apply for participation in potential judicial proceedings, if one or more suspects are identified and brought to the ICC. If such case proceedings are started in the future, victims would also be entitled to request and receive reparations in case the accused is convicted.

This form can be filled in by hand, or electronically if you use the fillable PDF version available for download on the ICC website. Once filled in, the form should be sent:

- by email to VPRS at VPRS.Information@icc-cpi.int;
- OR by post to the following address: The International Criminal Court, Victims Participation and Reparations Section (VPRS), P.O. Box 19519, 2500 CM, The Hague, The Netherlands.

You can also fill in the online form on the ICC website if you prefer.

If you want to send your views and concerns through an alternative secure channel, please contact the VPRS at VPRS.Information@icc-cpi.int for more information.

PART A - PERSONAL INFORMATION OF THE VICTIM(S)

It may be that the space provided in the form for writing is not enough. If more space is needed, please continue on a separate sheet of paper and attach it to the form.

1. Please complete the table below with the personal information of the victim(s) who wish to participate in the consultation process.

At the ICC, victims are natural persons who have suffered harm as a result of the commission of any crime within the jurisdiction of the Court.

Victims may be **direct** or **indirect**.

- **Direct victims** are those persons who suffered direct harm as a result of a crime within the jurisdiction of the Court.
- **Indirect victims** are those who suffered a harm, as a result of the harm suffered by the direct victim (for example, if the person is a family member of a victim who died or suffered other types of harm as a result of a crime within the jurisdiction of the ICC).

Victims may also include organizations or institutions that have sustained direct harm to any of their property which is dedicated to religion, education, art or science or charitable purposes, and to their historic monuments, hospitals and other places and objects for humanitarian purposes.

	Name(s)	Surname(s)	Date of birth ¹	Gender ²	Country of nationality	Country of residence
1						
2						
3						
4						
5						
6						

¹ In case the applicant does not know the date of birth, an approximate age can be given.

² This includes men, women, non-binary, gender non-conforming people, or others.

2. How many victims are submitting this form?

3. Contact information of the victim or person submitting the form on behalf of a group of victims

If the form is completed by an individual victim, please provide your contact information. If the form is completed by a group of victims, they should designate a contact person for this process whose contact information should be provided below. This can be someone mentioned in the table above or another trusted person.

Please provide the following contact information:

Name:	
Surname:	
Age:	
Address (street name/number, city, country):	
Phone number:	
Email:	
Name, phone number, email of the organization or association (as appropriate):	

4. If you are submitting the form on behalf of a group of victims: briefly describe your relationship to the victim(s):

Relationship	Description
<input type="checkbox"/> Family member of the victim or trusted person	
<input type="checkbox"/> A community representative	
<input type="checkbox"/> Organization and/or representative of the civil society	
<input type="checkbox"/> Lawyer	
<input type="checkbox"/> Other (please specify):	

5. If you are submitting the form on behalf of a group of victims: is this form being submitted with the consent of all the victim(s) enumerated above?

Yes No *If the answer is no, please explain:*

.....

.....

.....

.....

6. What happened to the victim(s)? Please briefly describe the events that caused the harm(s) suffered by the victim(s).

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

7. Where did the event(s) occur?

8. When did the event(s) occur?

9. Who does the victim(s) believe to be responsible for the harm(s) they suffered?

10. Describe briefly what harm(s) the victim(s) suffered.

PART B - VIEWS AND CONCERNS OF THE VICTIM(S)

An ICC investigation of potential crimes under its jurisdiction may proceed where the relevant state is inactive, unwilling or unable genuinely to carry out investigations or prosecutions regarding criminal acts that may constitute crimes under the ICC's jurisdiction.

11. Do the victim(s) want the Prosecutor of the ICC to resume an investigation into the Situation of Venezuela I?

Yes No Why? _____

12. Do the victim(s) have any additional views and concerns that they wish to communicate the Judges regarding an investigation of the Situation of Venezuela I?

13. Do the victim(s) have reasons to be concerned about security, including that of their family, as a result of their interactions with the Court?

Yes No *If yes, please explain:*

.....

.....

.....

14. Do the victim(s) consent to provide the information contained in this form to the Trust Fund for Victims (TFV) for the purpose of potential programs? Yes No

.....

Signature of victim / representative of victim(s) *Date* *Location*

.....

No additional documents are required in order for this form to be considered complete.