



Original: **English**

No.: **ICC-01/12-01/15**
Date: **22 December 2016**

TRIAL CHAMBER VIII

Before: Judge Raul C. Pangalangan, Presiding Judge
Judge Antoine Kesia-Mbe Mindua
Judge Bertram Schmitt

**SITUATION IN THE REPUBLIC OF MALI
IN THE CASE OF *THE PROSECUTOR v. AHMAD AL FAQI AL MAHDI***

**Public
with
135 confidential redacted annexes**

**First Transmission to the Defence of Redacted Versions of Applications for
Reparations**

Source: Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the****Court to:*****Office of the Prosecutor**

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Section**

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I. Introduction

1. The Registry hereby transmits to the Defence 135 applications for reparations (“Applications”) in the case of *The Prosecutor v. Ahmad Al Faqi Al Mahdi* (“Case”) in accordance with Trial Chamber VIII’s “Reparations Phase Calendar” (“Chamber” and “Calendar” respectively).¹

II. Procedural History

2. On 27 September 2016, the Chamber convicted Mr Al Mahdi of the war crime of intentionally attacking protected objects under article 8(2)(e)(iv) of the Rome Statute (“Statute”) and indicated that reparations would be addressed in due course.²
3. On 29 September 2016, the Chamber issued the Calendar, indicating that any applications for reparations must be filed by 16 December 2016.³
4. In November 2016, the Registry collected 22 applications for reparations⁴ during a mission in the field, all of which were assessed by the Registry as complete and linked to the Case.
5. On 2 and 5 December 2016 respectively, the Legal Representative of the participating victims (“LRV”)⁵ handed over to the Registry’s Victims

¹ Trial Chamber VIII, “Reparations Phase Calendar”, 29 September 2016, ICC-01/12-01/15-172, para. 2 (iv).

² Trial Chamber VIII, “Judgment and Sentence”, 27 September 2016, ICC-01/12-01/15-171, p. 49.

³ Trial Chamber VIII, “Reparations Phase Calendar”, 29 September 2016, ICC-01/12-01/15-172, para. 2 (iv).

⁴ Including those of six participating victims (a/35000/16; a/35002/16; a/35004/16; a/35005/16; a/35006/16; a/35007/16).

Participation and Reparations Section 107 and 5 further applications for reparations, all of which were assessed by the Registry as complete and falling within the scope of the Case.

6. On 16 December 2016, the Registry transmitted to the Chamber the unredacted versions of the Applications and informed the Chamber that it will file the redacted versions of the Applications on 22 December.⁶

III. Classification

7. Pursuant to regulation 23*bis*(1) of the Regulations of the Court (“Regulations”), the Applications are transmitted as confidential redacted annexes, since the applicants have raised security concerns regarding the disclosure of their identity to the Defence.

IV. Applicable Law

8. The present transmission is made pursuant to articles 68(1) and 75 of the Statute, rules 85 and 94 of the Rules of Procedure and Evidence, regulation 88 of the Regulations, and in accordance with the Calendar.

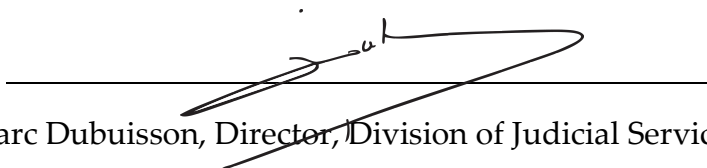
V. Submissions

9. The Registry hereby submits:

⁵ The LRV, Mr Kassongo, was appointed through the following decision: Trial Chamber VIII, “Decision on Victim Participation at Trial and on Common Legal Representation of Victims”, 8 June 2016, ICC-01/12-01/15-97-Red, para. 38.

⁶ Registry, “First Transmission and Report on Applications for Reparations”, 16 December 2016, ICC-01/12-01/15-200.

- Annexes 1 to 135: confidential redacted versions of the Applications.



Marc Dubuisson, Director, Division of Judicial Services,
per delegation of Herman von Hebel, Registrar

Dated this 22 December 2016

At The Hague, The Netherlands