

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/12-01/15

Date: 2 June 2017

TRIAL CHAMBER VIII

Before: Judge Raul C. Pangalangan, Single Judge

SITUATION IN THE REPUBLIC OF MALI

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

Public

**Decision on LRV Request for Resumption of Action for Deceased Victim
a/35084/16**

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

The Office of the Prosecutor

Ms Fatou Bensouda

Mr James Stewart

Mr Gilles Dutertre

Counsel for the Defence

Mr Mohamed Aouini

Legal Representative of Victims

Mr Mayombo Kassongo

Legal Representatives of 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

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Mr Philipp Ambach

Others

Judge Raul C. Pangalangan, acting as Single Judge on behalf of Trial Chamber VIII ('Single Judge' and 'Chamber', respectively) of the International Criminal Court issues the following 'Decision on LRV Request for Resumption of Action for Deceased Victim a/35084/16', in the case of *The Prosecutor v. Ahmad Al Faqi Al Mahdi*, having regard to Article 68(3) of the Rome Statute and Regulation 35 of the Regulations of the Court.

1. On 29 September 2016, the Chamber issued the Reparations Phase Calendar, setting the deadline for any applications for reparations on 16 December 2016.¹
2. On 11 May 2017, the Legal Representative of the Victims ('LRV') filed a request announcing the death of reparations applicant a/35084/16 and requesting that her daughter succeed her for purposes of the application ('Request').² The LRV provides supporting materials to establish that: (i) a/35084/16 died; (ii) the person proposed as a successor is a/35084/16's daughter and (iii) a/35084/16's family wants this person to resume the action initiated by a/35084/16 before the Court.³
3. On 26 May 2017,⁴ the Defence indicated that it did not oppose the request and that it would rely on the judges to assess the validity of the supporting documents.⁵
4. Observing that the Defence did not oppose the request, and given the reasons and supporting materials put forward by the LRV, the Single Judge considers that the Request can be granted.

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

² Requête du représentant légal aux fins de reprise d'instance en réparation par suite du décès de la victime a/35084/16, ICC-01/12-01/15-218-Conf-Red (confidential redacted version notified 18 May 2017).

³ Annex of the Request, ICC-01/12-01/15-218-Conf-Exp-Anx.

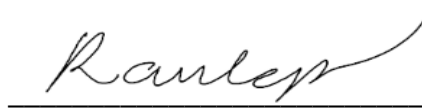
⁴ This response deadline was set for this date. E-mail from a Legal Officer of the Chamber to the parties, 16 May 2017 at 13:20 p.m.

⁵ Réponse à la requête ICC-01/12-01/15-218-Conf-Red du représentant légal des victimes, 26 May 2017, ICC-01/12-01/15-221-Conf, paras 10-12.

FOR THE FOREGOING REASONS, THE SINGLE JUDGE HEREBY

GRANTS the Request.

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

A handwritten signature in cursive script, reading "Raul C. Pangalangan", is written above a solid horizontal line.

Judge Raul C. Pangalangan, Single Judge

Dated 2 June 2017

At The Hague, The Netherlands