

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-01/04-01/07**

Date: **19 January 2024**

**TRIAL CHAMBER II**

**Before:** Judge Chang-ho Chung, Presiding  
Judge Péter Kovács  
Judge María del Socorro Flores Liera

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO  
IN THE CASE OF**

***THE PROSECUTOR v. GERMAIN KATANGA***

**Public**

**Fifteenth quarterly update report pursuant to regulation 58 of the Regulations of the Trust  
Fund for Victims**

**Source:** Trust Fund for Victims

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

**The Office of the Prosecutor**

**Legal Representatives of Victims**

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**States Representatives**

**REGISTRY**

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**Registrar**

Mr Osvaldo Zavala Giler

**Victims Participation and Reparations**

**Section**

Mr Philipp Ambach

## I. BACKGROUND

1. The Trust Fund for Victims (“TFV”) hereby submits its Fifteenth quarterly update report pursuant to Regulation 58 of the Regulations of the Trust Fund for Victims, and in accordance with Trial Chamber II’s (“Trial Chamber”) order instructing the Trust Fund for Victims to submit reports starting with a first report on 17 July 2020<sup>1</sup> concerning the progress in the implementation of the three remaining collective reparation awards ordered in the case of *The Prosecutor v. Germain Katanga*.

2. The Fourteenth quarterly update report on the implementation of collective reparation awards<sup>2</sup> was filed on 19 October 2023.

3. On 25 October 2023, the Legal Representative of Victims (“LRV”) filed the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*.<sup>3</sup>

4. On 1 December 2023, the Trial Chamber rendered a Decision on the Fourteenth quarterly update report pursuant to regulation 58 of the Regulations of the Trust Fund for Victims and on the *Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*<sup>4</sup> in which it, *inter alia*, on “the conclusion of implementation of the different modalities of reparations in the present case, [...] commended the TFV for its work and the efforts it undertook to provide victims with reparations tailored as much as possible to their respective harms, needs, and wishes [...] especially [...] considering that the reparations programmes were implemented within the context of an ongoing armed conflict and despite having faced numerous current and prior challenges”, “consider[ed] that the victims’ views in the present case should help the Court as a whole to take stock of lessons learned from this and other cases when devising future reparations programmes, which should realise as much as possible the rights

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<sup>1</sup> *Ordonnance enjoignant au Fonds au profit des victimes de déposer des rapports trimestriels sur l’exécution des réparations et au représentant légal des victimes de déposer des observations à des fins de clarification de ses écritures des 6 et 13 mars 2020*, 3 July 2020, [ICC-01/04-01/07-3855](#).

<sup>2</sup> Fourteenth quarterly update report pursuant to regulation 58 of the Regulations of the Trust Fund for Victims, 19 October 2023, ICC-01/04-01/07-3916 (“Fourteenth quarterly update report, 19 October 2023”).

<sup>3</sup> *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*, 25 October 2023, ICC-01/04-01/07-3917-Conf.

<sup>4</sup> Decision on the Fourteenth quarterly update report pursuant to regulation 58 of the Regulations of the Trust Fund for Victims and on the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*, 1 December 2024, ICC-01/04-01/07-3918 (“Decision on the Fourteenth quarterly update report and on the *Rapport du Représentant légal*, 1 December 2024”).

of victims to effective, prompt, and meaningful reparations”<sup>5</sup> and, “[r]egarding the psychological evaluation and the closure ceremony, [urged] the TFV to ensure that the evaluation is completed before formally concluding the programme and to take into account the victims’ views and organise any such ceremony in close consultation with the victims entitled to reparations in the present case, accommodating as much as possible their views and concerns.”<sup>6</sup>

## II. REGULATION 58 UPDATE REPORT

5. The Trust Fund for Victims hereby submits its Fifteenth quarterly update report on the implementation of the collective reparation awards, with information pertaining to A) external challenges, B) income-generating activities, C) housing assistance, D) psychological support, E) evaluation, and F) the end of the programme and closing ceremony.

6. The reporting period for the purposes of the present update report covers the period from 20 October 2023 to 19 January 2024.

7. As noted by the Trial Chamber in its Decision on the Fourteenth quarterly update report and on the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*, the implementation of the different modalities of reparations in the present case has concluded in the previous reporting period.<sup>7</sup>

### A. External Challenges

8. During the reporting period, the continued highly volatile security situation in the areas, in which the Trust Fund for Victims is currently operating, has not posed additional challenges in relation to the programme implementation.

### B. Income-Generating Activities

9. As reported in the Fourteenth quarterly update report, with the delivery of the last items to the victims in the case on 6 October 2023, the Trust Fund for Victims has fully completed the

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<sup>5</sup> Decision on the Fourteenth quarterly update report and on the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*, 1 December 2024, para. 11.

<sup>6</sup> Decision on the Fourteenth quarterly update report and on the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*, 1 December 2024, para. 12.

<sup>7</sup> Decision on the Fourteenth quarterly update report and on the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l’exécution et à la clôture des réparations*, 1 December 2024, para. 11 ; see also Fourteenth quarterly update report, 19 October 2023, para. 6.

implementation of the modality pertaining to income-generating activities as part of the present reparations, and thereby also completed the delivery of reparations in the present case.<sup>8</sup>

10. As a result, as part of the implementation of income-generating activities, the Trust Fund for Victims provided a total of 253 beneficiaries with at least one item of their choice to perform various income-generating activities, such as cattle, motorcycles, fuel, general commerce, fish and small income-generating activities. One victim benefitted from income-generating activities jointly with their spouse, as agreed by them.

### **C. Housing Assistance**

11. The delivery of housing assistance concluded in the previous reporting period. A total of 56 beneficiaries were provided with housing support.<sup>9</sup>

### **D. Psychological Support**

12. As reported in the Fourteenth quarterly update report, all eligible victims in this case who were present in Ituri (initially 266) who were able to be reached by the TFV psychologist team and who reiterated, upon being contacted, their interest in this modality, were given access to counsellors trained in trauma-based counselling and were offered the possibility of benefitting from counselling sessions as part of the programme.<sup>10</sup>

13. As previously reported, whilst victim counselling has concluded as part of the formal programme of reparation, several beneficiaries have continued benefitting from counselling sessions that are provided by locally-based psychological support counsellors who had been trained as part of the programme. The counselling sessions are now being given by them on a *pro bono* basis.

14. In line with the direction of the Trial Chamber in this respect,<sup>11</sup> the Trust Fund for Victims and the TFV's expert psychiatrist are in the process of finalising the final report on the implementation of this modality, which will be completed before the formal conclusion of the programme and the symbolic ceremony marking the completion of the implementation of

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<sup>8</sup> Fourteenth quarterly update report, 19 October 2023, para. 8.

<sup>9</sup> Thirteenth quarterly update report, 19 July 2023, ICC-01/04-01/07-3915-Conf ("Thirteenth quarterly update report, 19 July 2023"), para. 10.

<sup>10</sup> Thirteenth quarterly update report, 19 July 2023, para. 11.

<sup>11</sup> Decision on the Fourteenth quarterly update report and on the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l'exécution et à la clôture des réparations*, 1 December 2024, para. 12.

reparations in the present case. The Trust Fund for Victims continues being informed on a regular basis on the ongoing provision of psychological support by the counsellors to beneficiaries of the reparations programme.

### **E. Evaluation**

15. As reported in the Eighth,<sup>12</sup> Ninth,<sup>13</sup> Thirteenth<sup>14</sup> and Fourteenth Update Reports,<sup>15</sup> the Trust Fund for Victims has commissioned an independent evaluation of the programme led by a team of researchers from the University of Edinburgh. The evaluation report will be presented to the Trial Chamber after its finalisation.

### **F. End of Programme and Closing Ceremony**

16. Further to the request received from the victims of the case, the finalisation of the implementation of reparations in the present case will be marked by a symbolic ceremony presently being organised by the Court and the Trust Fund for Victims, and which will be held subject to satisfactory security assessments.

17. The necessary preparatory assessments, a detailed programme and the budget pertaining to the mission are currently in development.

18. In line with the direction of the Trial Chamber in this respect,<sup>16</sup> the programme of the symbolic ceremony is developed in close consultation with the victims entitled to reparations in the present case, and led by them, through their Legal Representatives. The TFV and the Legal Representatives make all efforts possible to ensure that all victims are heard and that their views and concerns are implemented in the organisation of the ceremony to the greatest extent possible.

## **III. FOR THE FOREGOING REASONS**

The Trust Fund for Victims requests the Trial Chamber to take note of the present report.

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<sup>12</sup> Eighth quarterly update report pursuant to regulation 58 of the Regulations of the Trust Fund for Victims, 19 April 2022, [ICC-01/04-01/07-3902-Conf](#), para. 27.

<sup>13</sup> Ninth quarterly update report pursuant to regulation 58 of the Regulations of the Trust Fund for Victims, 19 July 2022, [ICC-01/04-01/07-3905-Conf](#), para. 32.

<sup>14</sup> Thirteenth quarterly update report, 19 July 2023, para. 13.

<sup>15</sup> Fourteenth quarterly update report, 19 October 2023, para. 13.

<sup>16</sup> Decision on the Fourteenth quarterly update report and on the *Rapport du Représentant légal consécutif à sa dernière mission et sur diverses questions relatives à l'exécution et à la clôture des réparations*, 1 December 2024, para. 12.



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Deborah Ruiz Verduzco  
Executive Director of the Trust Fund for Victims

Dated this 19<sup>th</sup> of January 2024

The Hague, The Netherlands