

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/04-01/05

Date: 29 February 2012

PRE-TRIAL CHAMBER II

Before: Judge Hans-Peter Kaul, Single Judge

SITUATION IN UGANDA

***IN THE CASE OF THE PROSECUTOR
V. JOSEPH KONY, VINCENT OTTI,
OKOT ODHIAMBO AND DOMINIC ONGWEN***

Public Document

With Confidential annex, *EX PARTE* only available to the Registry

Transmission of consolidated applications including supplementary information

Source: Registry

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

The Office of the Prosecutor

Mr Luis Moreno-Ocampo

Ms Fatou Bensouda

Counsel for the Defence

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms. Paolina Massidda

**The Office of Public Counsel for the
Defence**

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Counsel Support Section

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Ms Fiona McKay

Other

The Registrar of the International Criminal Court ("the Court");

NOTING the Pre-Trial Chamber II's ("Chamber") decision dated 22 November 2006 designating a Single Judge responsible for all the issues arising in connection with victims' participation in the proceedings in respect to the situation in Uganda ("Situation") and in the case of *The Prosecutor v. Joseph Kony, Vincent Otti, Okot Odhiambo and Dominic Ongwen* ("Case");¹

NOTING the Single Judge's decision on victims' applications for participation of 14 March 2008 filed in the record of the Situation² and in the record of the Case³ in which a decision on sixteen applications for participation ("concerned applications")⁴ was deferred pending receipt of proof of identity of the applicant and/or proof of identity of the person acting on the applicant's behalf and/or proof of kinship between the applicant and the person acting on behalf ("Decision of 14 March 2008");

NOTING the Chamber's decision of 23 March 2009 designating Judge Hans-Peter Kaul as Single Judge responsible for all victims' issues in relation to the Situation and the Case;⁵

NOTING that on 21 February 2012, the Chamber instructed the Registry to file by 29 February 2012 the additional information it might have received with regard to the sixteen concerned applications deferred in the Decision of 14 March 2008;⁶

NOTING article 68(3) of the Rome Statute, rule 89(1) of the Rules of Procedure and Evidence and regulations 23 *bis*, 24 *bis* (2) and 86(5) of the Regulations of the Court;

CONSIDERING that the annexes of the present document are filed with the status "Confidential *ex parte*, only available to the Registry", in order to sufficiently protect the identity of the applicants and their intermediaries when applicable;

¹ ICC-02/04-01/05-130.

² ICC-02/04-125.

³ ICC-02/04-01/05-282.

⁴ Applications a/0010/06, a/0064/06, a/0081/06, a/0082/06, a/0084/06 to a/0087/06, a/0097/06, a/0099/06, a/0100/06, a/0104/06, a/0111/06, a/0113/06, a/0116/06 and a/0127/06.

⁵ ICC-02/04-184.

⁶ Email of 21 February 2012 from the Senior Legal Advisor, Pre-Trial Division, to the Chief, Victims Participation and Reparations Section ("VPRS").

CONSIDERING that the VPRS, due to human resources and budgetary constraints, was not in a position to obtain supplementary information for the majority of the concerned applications as well as for other applications for participation received in the Situation and in the Case and which were assessed as incomplete;

CONSIDERING that the VPRS was informed that the Office of the Public Counsel for Victims ("OPCV") is not in possession of any additional information;⁷

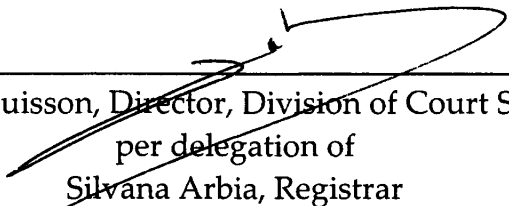
CONSIDERING that the Registry will continue its efforts to request the missing information and, should this information be received in the future, the consolidated applications will be transmitted to the Chamber;

CONSIDERING that the VPRS has received documents accepted by the Single Judge as proof of identity⁸ in relation to 3 out of the 16 concerned applications, namely applications a/0010/06, a/0087/06 and a/0099/06;

CONSIDERING that application a/0010/06 appears to fall within the scope of the Case and that applications a/0087/06 and a/0099/06 appear to be related only to the Situation;

CONSIDERING that the Registry is in a position to immediately transmit the consolidated application a/0010/06 in redacted form to the parties if so requested by the Chamber;

TRANSMITS to the Chamber the consolidated application a/0010/06.



 Marc Dubuisson, Director, Division of Court Services
 per delegation of
 Silvana Arbia, Registrar

Dated this 29 February 2012

At The Hague, The Netherlands

⁷ Email of 27 February 2012 from Counsel, OPCV, to the Chief, VPRS.

⁸ ICC-02/04-124-Conf-Exp, para. 6.