



Original: English

No.: ICC-01/12-01/18

Date: 23 January 2019

**PRE-TRIAL CHAMBER I**

**Before: Judge Péter Kovács, Single Judge**

**SITUATION IN THE REPUBLIC OF MALI**

**IN THE CASE OF**

***THE PROSECUTOR v. AL HASSAN AG ABDOUL AZIZ AG MOHAMED AG  
MAHMOUD***

**Public**

**Request for reclassification of ICC-01/12-01/18-148-Conf-Exp**

**Source: Defence for Mr Al Hassan Ag Abdoul Aziz Ag Mohamed Ag  
Mahmoud**

**Document 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

**Counsel for the Defence**

Mr Yasser Hassan

**Legal Representatives of the Victims**

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants  
(Participation/Reparation)**

**The Office of Public Counsel for Victims**

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

**States Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Mr Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Unit**

Mr Nigel Verrill

**Detention Section**

**Victims Participation and  
Reparations Section**

**Other**

## Background

1. On 26 September 2018, the Defence was notified of the confidential redacted version of the Prosecution's request to withhold the identity of Witness MLI-OTP-P-0147.<sup>1</sup>
2. On 8 October 2018, the Defence submitted its response to the Prosecution's request.<sup>2</sup> The response was filed confidential *ex parte* pursuant to regulation 23bis(2) of the Regulations of the Court.
3. On 4 December 2018, the Single Judge issued his decision granting the Prosecution's request and directing the parties to submit public redacted versions of their filings.<sup>3</sup>
4. On 11 December 2018, the Prosecution submitted a public redacted version of the request.<sup>4</sup>

## Submissions

5. The Defence requests the Single Judge to reclassify, as public, its response to the Prosecution's request. Maintaining the confidential classification of this document is no longer justified since the Prosecution filed a public redacted version of its request, and the Defence response does not have confidential content that must be redacted. Reclassification of the document from confidential *ex parte* to public is therefore warranted. For these reasons, the present filing is also classified as public.




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Yasser Hassan  
Lead Counsel for Mr Al Hassan

Dated this 23<sup>rd</sup> of January 2019  
At The Hague, The Netherlands

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<sup>1</sup> ICC-01/12-01/18-134-Conf-Exp-Red (the **request**).

<sup>2</sup> ICC-01/12-01/18-148-Conf-Exp (the **response**).

<sup>3</sup> ICC-01/12-01/18-198-Conf-Exp-Red.

<sup>4</sup> ICC-01/12-01/18-134-Red2.