



Original: **English**

No.: ICC-01/04-02/06
Date: 5 September 2019

TRIAL CHAMBER VI

Before: Judge Chang-ho Chung, Presiding Judge
Judge Kuniko Ozaki
Judge Robert Fremr

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR *v.* BOSCO NTAGANDA**

Public

Registry's observations, pursuant to the Single Judge's "Order for preliminary information on reparations" of 25 July 2019, ICC-01/04-02/06-2366

With Public Annex I and Confidential Annex II

Source: Registry

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

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I. Introduction

1. The Registry hereby presents its observations, pursuant to the Single Judge's "Order for preliminary information on reparations" ("25 July 2019 Order") in the *Prosecutor v. Bosco Ntaganda* Case ("Case").¹ In the Order, the Single Judge requested the Registry to submit, by 5 September 2019, the following: "i) information on, and any proposed methodology for, the identification of victims (not yet participating); ii) observations on whether experts may be usefully appointed to assist the Chamber pursuant to Rule 97 of the Rules of Procedure and Evidence and, if so, submit a list of relevant experts available to assist the Chamber; and iii) an update on the security situation in the Democratic Republic of the Congo based on information currently available."²

II. Procedural History

2. On 6 February 2015, Trial Chamber VI ("Chamber") issued its Decision on victims' participation in trial proceedings.³
3. On 8 July 2019, the Chamber issued its Judgment in the Case convicting Mr Ntaganda of both war crimes and crimes against humanity.⁴
4. On 25 July 2019, the Single Judge issued the Order.⁵

III. Classification

¹ Trial Chamber VI, *Ntaganda*, "Order for preliminary information on reparations", 25 July 2019, ICC-01/04-02/06-2366 ("25 July 2019 Order").

² *Ibid* at para 4.

³ Trial Chamber VI, *Ntaganda*, "Decision on victims' participation in trial proceedings", 6 February 2015, ICC-01/04-02/06-449 ("Ntaganda Participation Decision").

⁴ Trial Chamber VI, *Ntaganda*, "Judgment", 8 July 2019, ICC-01/04-02/06-2359.

⁵ 25 July 2019 Order.

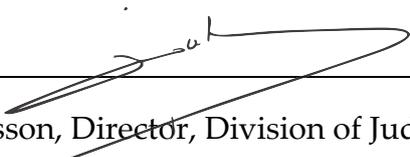
5. In accordance with regulation 23*bis*(1) of the Regulations of the Court (“RoC”), annex II to this filing is submitted as confidential because it contains sensitive information that relates to the safety and physical well-being of victims and intermediaries.

IV. Applicable Law

6. The Registry submits the present observations relevant to reparations in light of article 75 of the Rome Statute, rules 16, 94 and 97 of the Rules of Procedure and Evidence and (“Rules”), regulations 86(9) and 88 of the Regulations of the Court (“RoC”), regulations 56 and 110(2) of the Regulations of the Registry (“RoR”), and pursuant to the 25 July 2019 Order.

V. Submissions

7. The Registry has organised the information requested in the Order in the following manner:
 - Public annex 1: Registry’s Observations
 - Confidential annex 2: Security Report



Marc Dubuisson, Director, Division of Judicial Services
on behalf of Peter Lewis, Registrar

Dated this 5 September 2019

At The Hague, The Netherlands