

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/04-01/06**

Date: **12 May 2021**

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. THOMAS LUBANGA DYILO

Public

Trust Fund for Victims' Second Request for Reclassification

Source: The 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

Counsel for the Defence

Ms Catherine Mabilie

Mr Jean-Marie Biju-Duval

Legal Representatives of Victims V01

Mr Luc Walley

Mr Frank Mulenda

Legal Representatives of Victims V02

Ms Carine Bapita Buyanandu

Mr Paul Kabongo Tshibangu

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Ms Paolina Massidda

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Trust Fund for Victims

Mr Pieter de Baan

REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Mr Philipp Ambach

1. In compliance with Trial Chamber II's ("Trial Chamber") Order on the reclassification of documents dated 13 April 2021, the Trust Fund for Victims ("Trust Fund") hereby respectfully requests the reclassification of the following filings and annexes to filings as public, pursuant to regulation 23*bis*-3 of the Regulations of the Court: ICC-01/04-01/06-3223-Conf-Anx, ICC-01/04-01/06-3271-Conf-AnxA-Red, ICC-01/04-01/06-3273-Conf-Exp-AnxD2, ICC-01/04-01/06-3467-Conf-Exp-AnxN, ICC-01/04-01/06-3467-Conf-Exp-AnxP, ICC-01/04-01/06-3467-Conf-Exp-AnxQ, ICC-01/04-01/06-3481-Conf; ICC-01/04-01/06-3503-Conf-Exp.

2. The Trust Fund considers it necessary to maintain the classification of the following annexes to filings:

- ICC-01/04-01/06-3467-Conf-Exp-AnxB; ICC-01/04-01/06-3467-Conf-Exp-AnxC;
ICC-01/04-01/06-3467-Conf-Exp-AnxD; ICC-01/04-01/06-3467-Conf-Exp-AnxE;
ICC-01/04-01/06-3467-Conf-Exp-AnxF; ICC-01/04-01/06-3467-Conf-Exp-AnxG;
ICC-01/04-01/06-3467-Conf-Exp-AnxH; ICC-01/04-01/06-3467-Conf-Exp-AnxI;
ICC-01/04-01/06-3467-Conf-Exp-AnxJ; ICC-01/04-01/06-3467-Conf-Exp-AnxK;
ICC-01/04-01/06-3467-Conf-Exp-AnxL; ICC-01/04-01/06-3467-Conf-Exp-AnxM;
ICC-01/04-01/06-3467-Conf-Exp-AnxO; ICC-01/04-01/06-3490-Conf-Anx, as
these Annexes include TFV and ICC internal documents shared to illustrate the
information communicated to the Trial Chamber;
- ICC-01/04-01/06-3400-Conf-Exp-AnxB, as this annex includes the minutes of an
internal meeting that do not have vocation to be public;
- ICC-01/04-01/06-3480-Conf-Exp-AnxA, as this annex has been shared on an
exceptional basis with the Trial Chamber;
- ICC-01/04-01/06-3473-Conf-Exp-Anx; ICC-01/04-01/06-3474-Conf-Exp-AnxB;
ICC-01/04-01/06-3474-Conf-Exp-AnxC; ICC-01/04-01/06-3478-Conf-Exp-AnxB;
ICC-01/04-01/06-3478-Conf-Exp-AnxC; ICC-01/04-01/06-3481-Conf-Exp-AnxA;
ICC-01/04-01/06-3491-Conf-Exp-AnxB; ICC-01/04-01/06-3497-Conf-Exp-AnxB;
ICC-01/04-01/06-3497-Conf-Exp-AnxC; ICC-01/04-01/06-3512-Conf-Exp-AnxA,
as these annexes include the list of applications assessed by the Board of Directors of
the Trust Fund, or identity documents, both containing victims' personal information;
- ICC-01/04-01/06-3474-Conf-Exp-AnxD; ICC-01/04-01/06-3478-Conf-Exp-AnxD;
ICC-01/04-01/06-3491-Conf-Exp-AnxC; ICC-01/04-01/06-3497-Conf-Exp-AnxD;
ICC-01/04-01/06-3512-Conf-Exp-AnxB, as the documents contained in these annexes

have been prepared for internal use only, and to inform the Trial Chamber about the health and security context in the area in which activities related to the present case are taking place; and

- ICC-01/04-01/06-3503-Conf-Exp-Anx, as it is decision ICC-01/04-01/06-3495-Conf-Exp with redactions proposed by the TFV.

3. The Trust Fund will submit public redacted versions of any other document which is still confidential directly to the case record.



Pieter W.I. de Baan

Executive Director of the Secretariat of the Trust Fund for Victims,
On behalf of the Board of Directors of the Trust Fund for Victims

Dated this 12 May 2021
At The Hague, The Netherlands