

Cour  
Pénale  
Internationale



International  
Criminal  
Court

*Original: English*

No.: ICC-02/04-01/15

Date: 07 June 2021

# TRIAL CHAMBER IX

Before: Judge Bertram Schmitt, Presiding Judge  
Judge Péter Kovács Title  
Judge Raul C. Pangalangan Title  
Choose ICC Judge... Title  
Choose ICC Judge... Title

## SITUATION IN UGANDA

IN THE CASE OF  
*THE PROSECUTOR v. Dominic Ongwen*

Level of Confidentiality

Public Order for Submission of Reparation

Source: [Amuria District Development Agency (ADDA)]

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. Krispus Ayena Odongo]

**Legal Representatives of the Victims**

[Mr. Joseph Akweny Manoba  
Mr. Francisco Cox]

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants  
(Participation/Reparation)**

**The Office of Public Counsel for  
Victims**

[Ms Paolina Massida]

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

**States' Representatives**

Competent Authority of the Republic  
of Uganda

**Amicus Curiae**

**REGISTRY**

**Registrar**

M. Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Unit**

Mr Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

Mr Philipp Ambach

**Other**

Mr Pieter de Baan

## 1. Introduction

Amuria District Development Agency (ADDA) respectfully request the leave to submit *amicus curiae* submission on reparations in pursuant to Rule 103 of the Rules of Procedure and Evidence (the 'Rules') and Regulations 24bis, 34 and 38(2) of the Regulations of the Court (the 'Regulations'), in the situation in Uganda in the case of the Prosecutor v. Dominic Ongwen (hereafter referred to as the request).

Amuria District Development Agency (ADDA) is an indigenous local non-government organisation formed in June 2006 to contribute to the improvement of the living conditions and well being of the local people by creating a socio-economically and politically vibrant society.

Amuria District Development Agency has grown from an individual vision to a governing body with a governing body with a well-established secretariat. The programmes of Amuria District Development Agency (ADDA) have also grown with a sizable funding to cover the districts of Teso and Karamoja sub regions in Eastern and Northern Uganda networking with other organisations and the local governments in the region. The head office where the secretariat sits is in Amuria headed by the Executive Director supported by other technical staff.

Amuria District Development Agency (ADDA) worked with the Victims Participation and Reparation Section of the ICC as an intermediary supporting victims of the LRA who expressed a desire to participate in the court as witnesses against Dominic Ongwen and Joseph Kony to fill forms. However, from 2008, ADDA embarked on ~~providing interim reparation to the LRA victims through provision of physical~~ rehabilitation and material support reaching a total of 7,650 direct beneficiaries and 25600 indirect beneficiaries.

Furthermore, from 2013 to date, ADDA embarked on civic and human rights education among the communities in Teso and Karamoja focusing on peace building, conflict transformation and economic rehabilitation of communities. This was undertaken through a variety of approaches including engagement of cultural and religious institutions, working with and through government institutions among others.

## 2. PROCEDURAL HISTORY

On the 4<sup>th</sup> of February, the Chambers convicted Mr. Dominic Ongwen (Mr. Ongwen) for the commission of 61 counts of war crimes and crimes against humanity.

On 6<sup>th</sup> of May 2021, the Chambers sentenced Dominic Ongwen to a joint sentenced to 25 years imprisonment. (Public order for submissions on reparations 6 May 2021, N0. ICC – 02/04-01/15)

The Chamber notes that 1,095 victims were authorized to participate in the case pursuant to article 68(3) of the statute and are currently represented by teams of legal representatives. In the case of the Prosecutor v. Dominic Ongwen. (Public order for submissions on reparations 6 May 2021, N0. ICC – 02/04-01/15)

## 3. THE APPLICABLE LAW

Rule 103 (1) of the RPE provides that at any stage of proceeding, a chamber may, if it considers it desirable for the proper determination of the case invite or grant leave to a state, Organisation or person to submit in writing or orally any observation on any issue the chamber deems appropriate.

The RPE foresees that unsolicited application can be submitted by the states, organisations or individuals interested in addressing issues of consequence to the proceedings.

## 4. SUBMISSIONS

The submissions of Amuria District Development Agency will assist the Trial Chamber IX in determining the most affected victims and the specific types and the extent of harms suffered, types and modalities of reparations most appropriate to address individual and collective harm suffered by the victim of the crimes for which Mr Ongwen was convicted and concrete estimates as to repair the harms suffered by the victims.

Amuria District Development Agency will review her records, survey reports and or conduct a survey to generate a list of victims or groups of victims with specific types


and extent of harms suffered of the crimes for which Mr Dominic Ongwen was convicted so that they get reparations in the order of priorities.

The organisation will suggest the types and modalities of reparations both individual and collective that are appropriate to address the harms suffered by the victims for the crimes for which Dominic Ongwen was convicted. Experience will be drawn from what the organisation and other stakeholders did in the past and also draw into account that which fits within the framework of Uganda and well as that of the ICC and the Rome statute. The estimates cost of repair of the harms will be accompanied in light of the most appropriate and practical modalities of addressing them.

These reparation Modalities once implemented will go a long way in repairing the harms caused to the victims, it will console the victims and regenerate their lives to a descent level. It will serve as justice for the long-awaited crimes and atrocities that were cause to the victims. ADDA stands a better chance to implement these modalities and we par that we are given leave to submit our observations.

#### 5. RELIEF OF SOUGHT

ADDA with honour and respect requests the Pre-trial chambers for leave to submit *amicus curiae* observations on reparations for victims of the LRA for the case of Dominic Ongwen I particular the importance, types and modalities of reparations appropriate to address the harms suffered by the victims of the crimes for which Dominic Ongwen is convicted and how such redress and rehabilitation programmes can potentially address multidimensionally harm on individual beneficiaries for the purpose of reparations.

  
 [Nathan Ebiru - Executive Director]  
 on behalf of  
 Amuria District Development Agency (ADDA)

Dated this 7th June 2021

Amuria - Uganda