



**Original: English**

**No. ICC-01/12-01/18 OA3**

**Date: 14 July 2021**

**THE APPEALS CHAMBER**

**Before:**

**Judge Luz del Carmen Ibáñez Carranza, Presiding**

**Judge Piotr Hofmański**

**Judge Solomy Balungi Bossa**

**Judge Rosario Salvatore Aitala**

**Judge Gocha Lordkipanidze**

**SITUATION IN THE REPUBLIC OF MALI**

**IN THE CASE OF THE PROSECUTOR v. AL HASSAN AG ABDOUL AZIZ**

**AG MOHAMED AG MAHMOUD**

**Public document**

**Order on reclassification and filing of public redacted version of documents**

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

**The Office of the Prosecutor**

Mr Karim A. A. Khan, Prosecutor  
Ms Helen Brady

**Counsel for the Defence**

Ms Melinda Taylor  
Ms Kirsty Sutherland

**Legal Representatives of the Victims**

Mr Seydou Doumbia  
Mr Mayombo Kassongo  
Mr Fidel Nsita Luvengika

**REGISTRY**

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**Registrar**

Mr Peter Lewis

The Appeals Chamber of the International Criminal Court,

In the appeal of Mr Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud against the decision of Trial Chamber X entitled ‘Decision on application for notice of possibility of variation of legal characterisation pursuant to Regulation 55(2) of the Regulations of the Court’ of 17 December 2020 (ICC-01/12-01/18-1211-Conf; public redacted version filed on 25 June 2021 (ICC-01/12-01/18-1211-Red)),

Pursuant to regulation 23*bis*(3) of the Regulations of the Court,

*Issues* the following

## ORDER

1. The Registrar is directed to reclassify the following documents as public:
  - 1) ICC-01/12-01/18-1331-Conf
  - 2) ICC-01/12-01/18-1332-Conf
  - 3) ICC-01/12-01/18-1339-Conf
  - 4) ICC-01/12-01/18-1417-Conf
2. The relevant party and participant shall file a public redacted version, or request the reclassification as public of the following documents by 16h00 on Friday, 30 July 2021:
  - 1) ICC-01/12-01/18-1324-Conf and its annexes
  - 2) ICC-01/12-01/18-1334-Conf
  - 3) ICC-01/12-01/18-1369-Conf
  - 4) ICC-01/12-01/18-1399-Conf

## REASONS

1. On 1 July 2021, the Appeals Chamber delivered the ‘Judgment on the appeal of Mr Al Hassan against the decision of Trial Chamber X entitled “Decision on application for notice of possibility of variation of legal characterisation pursuant to Regulation 55(2) of the Regulations of the Court”’.<sup>1</sup>

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<sup>1</sup> [ICC-01/12-01/18-1562-Red](#) (confidential version filed on the same day).

2. Regulation 23*bis*(3) of the Regulations of the Court provides that a Chamber may reclassify a document '[w]here the basis for the classification no longer exists'.
3. The Appeals Chamber finds that no reason exists for documents ICC-01/12-01/18-1331-Conf, ICC-01/12-01/18-1332-Conf, ICC-01/12-01/18-1339-Conf and ICC-01/12-01/18-1417-Conf to remain confidential and accordingly directs the Registrar to reclassify these documents as public.
4. The Appeals Chamber also directs the relevant party and participant to file a public redacted version, or request the reclassification as public of documents ICC-01/12-01/18-1324-Conf and its annexes, ICC-01/12-01/18-1334-Conf, ICC-01/12-01/18-1369-Conf and ICC-01/12-01/18-1399-Conf by 16h00 on Friday, 30 July 2021.

Done in both English and French, the English version being authoritative.



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**Judge Luz del Carmen Ibáñez Carranza**  
**Presiding**

Dated this 14th day of July 2021

At The Hague, The Netherlands