

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

*Original: English*

*No.: ICC-*  
Date: **22 nov. 21**

## THE APPEALS CHAMBER

**Before:** Judge Luz del Carmen Ibáñez Carranza, President  
Judge Piotr Hofmański, Judge  
Judge Solomy Balungi Bossa, Judge  
Judge Reine Alapini-Gansou, Judge  
Judge Gocha Lordkipanidze, Judge

## SITUATION IN UGANDA

IN THE CASE OF  
*THE PROSECUTOR v. DOMINIC ONGWEN*

### Public Document

**Request to Submit an Amicus Curiae pursuant to Rule 103(1) of the Rules of  
Procedure and Evidence**

**Source:** Justice Francis M. Ssekandi

Document 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

**Counsel for the Defence**

Mr. Krispus Ayena Odongo

**Legal Representatives of the Victims**

Mr. Joseph Akwenyu Manoba

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants  
(Participation/Reparation)**

**The Office of Public Counsel for  
Victims**

[2 names maximum]

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

[2 names maximum]

**States' Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

M. Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

## EXPERTISE AS REQUESTED BY THE PRESIDING JUDGE

### APPLICANT'S EXPERTISE

The Applicant, is a former Justice of Appeal of the Court of Appeals of Uganda, now renamed the Supreme Court of Uganda, with considerable experience as a prosecutor and judge in Uganda, and a former Lecturer-in-Law at Columbia University Law School, in New York since 2001, specializing in African Law and an expert in international law following over 20 years working in the International Civil Service, first as Deputy Director in the Office of Legal Affairs of the United Nations and General Counsel of the African Development Bank.

In connection to Applicant's request to submit an Amicus Brief on the legal issues raised, Applicant worked as a senior prosecutor in the Department of Public Prosecution of Uganda from 1966 to 1972 representing the State before the High Court of Uganda in criminal cases, including cases of Murder in which the insanity defence was in issue, as well as on appeal to the Eastern African Court of Appeal. From 1974 to 1978, Applicant served as a Judge of the High Court and of the Court of Appeal hearing and Issuing Judgments in Criminal Cases in which again the issue of Insanity and Diminished Responsibility was in issue. As a Prosecutor I worked very closely with expert Psychiatrists called to testify in court and as a Judge had to decide cases in which expert evidence involving mental capacity was in issue.

From 1981 to 1996 I was a member of the United Nations Office of Legal Affairs, as Deputy Director, and gained vast experience issuing legal opinions addressing various fields of International Law. Following my retirement in 2000 from the African Development Bank, I have continued to work as a Senior Consultant to the United Nations especially in the field of the United Nations Peace Keeping operations. I would mention that I hold an LLB(Hons) from London University and LLM From Columbia University specialising in International Law and Jurisprudence. I have since 2001 to 2019 been a Lecturer in Law at Columbia University teaching African Legal Theory, Law and Development. During this time I have taught a course on Transitional Justice and published article on this subject. I also have followed closely the case of Dominic Ongwen and other cases before the ICC, and the UN International Criminal Tribunals, ICTY and ICTR as well the mixed court in Sierra Leone.

Duly submitted :

*Francis Ssekandi*

Justice Francis M. Ssekandi (RTD).

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Justice Francis M. Ssekandi  
on behalf of

Dated this 22 November 2021

At [place, country]