

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

No.: ICC-02/05-01/20

Date: 9 May 2022

TRIAL CHAMBER I

Before: Judge Joanna Korner, Presiding Judge
Judge Reine Alapini-Gansou
Judge Althea Violet Alexis-Windsor

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
THE PROSECUTOR *v.* ALI MUHAMMAD ALI ABD-AL-RAHMAN ('ALI
KUSHAYB')**

**PUBLIC
with Public Annexes I and II**

**Registry's Submission of the Protocol on the practices to be used to familiarise
witnesses for giving testimony at trial and of the Protocol on the vulnerability
assessment and support procedure used to facilitate the testimony of vulnerable
witnesses**

Source: Registry

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 QC
Ms Nazhat Shameen Khan
Mr Julian Nicholls

Counsel for the Defence

Mr Cyril Laucci
Mr Iain Edwards

Legal Representatives of the Victims

Ms Natalie von Wistinghausen
Mr Anand Shah

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

I. Submissions

1. Following consultations with the parties and participants, the Registry herewith submits in Annex I the Protocol on the practices to be used to familiarise witnesses for giving testimony at trial, (“Familiarisation Protocol”) and in Annex II the Protocol on the vulnerability assessment and support procedure used to facilitate the testimony of vulnerable witnesses (“Vulnerability Protocol”), to be filed in the record of the case.
2. The Familiarisation Protocol is similar to the one that was adopted in the case of *The Prosecutor v. Al Hassan Ag Abdoul Aziz Ag Mohamed Ag Mahmoud* (“Al Hassan”) which is a slightly amended version of the Familiarisation Protocol adopted in the case of *The Prosecutor v. Bosco Ntaganda* (“Ntaganda”). This Protocol is consistent with the Protocol on witness preparation that was adopted in the present case.¹
3. The Vulnerability Protocol is a standard document that was adopted in the cases of *The Prosecutor v. Jean-Pierre Bemba Gombo*, *The Prosecutor v. William Samoei Ruto and Joshua Arap Sang*, *The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé*, as well as in the Ntaganda and Al Hassan cases. The attached version is slightly amended to include minor terminological and non-substantial changes in order to reflect the changes in the VWU’s internal structure, and to adjust the Protocol to the present case.



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

Dated this 9 May 2022

At The Hague, the Netherlands

¹ Trial Chamber I, Annex A to the “Directions on the conduct of proceedings” 4 October 2021, (ICC-02/05-01/20-478-AnxA).