

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

*Original: English*

No.: ICC-02/04-01/15  
Date: 26 January 2023

**THE APPEALS CHAMBER**

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

**SITUATION IN UGANDA**

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

**Level of Confidentiality**

**With two public Annexes**

**Submission of a proposed updated E-court Protocol**

**Source:** Registrar

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

**The Office of the Prosecutor**

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**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**

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**Registrar**

Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

## **I. Introduction**

1. The Registry submits an updated version of the E-court protocol for consideration by the Appeals Chamber (the “Chamber”).

## **II. Procedural History**

2. On 27 February 2015, the Single Judge of Pre-Trial Chamber II issued the “Decision Setting the Regime for Evidence Disclosure and Other Related Matters”<sup>1</sup>, attaching the Ecourt protocol as its annex I.<sup>2</sup>

3. By way of email dated 27 September 2022, the Chief of the Court Management Section (the “CMS”) informed the parties and participants to the present case of three additional technical possibilities supported by the recently implemented evidence management tool (JEM).<sup>3</sup>

4. These amendments concern:

- The ERN numbering;
- The format of documents; and
- The format of audio/video material .

5. On 28 September 2022, the Chief of CMS informed the Chamber of the communication sent to the Parties and participants.<sup>4</sup>

## **III. Applicable law**

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<sup>1</sup> Pre-Trial Chamber II, “Decision Setting the Regime for Evidence Disclosure and Other Related Matters”, 27 February 2015, ICC-02/04-01/15-203.

<sup>2</sup> Pre-Trial Chamber II, “Annex I to the Decision Setting the Regime for Evidence Disclosure and Other Related Matters”, 27 February 2015, ICC-02/04-01/15-203-AnxI.

<sup>3</sup> E-mail sent by the Chief of CMS to the Parties and Participants on 27 September 2022, at 17:00.

<sup>4</sup> E-mail sent by the Chief of CMS to the Trial Chamber I on 28 September 2022, at 12:53.

6. For the purpose of the present submission, the Registry has considered *inter alia* RoC 26(4) of the Regulations of the Court and Regulation 10 (1), (4) and (5) of the Regulations of the Registry.

#### **IV. Submission**

7. Recalling that it is for the Chamber to adopt the E-court protocol, the Registry hereby submits a proposed amended version of the current E-court protocol (Annex I), for consideration by the Chamber.

8. The Registry further appends in Annex II a detailed overview of the amendments.



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

Dated this 26 January 2023

At The Hague, The Netherlands