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N°: ICC-02/11-01/15  
Date: 29 March 2023

**TRIAL CHAMBER VII**

**Before:** Judge Kimberly Prost, Presiding Judge  
Judge Miatta Maria Samba  
Judge Sergio Gerardo Ugalde Godínez

**SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE**

**IN THE CASE OF  
*THE PROSECUTOR v. LAURENT GBAGBO AND CHARLES BLÉ GOUDÉ***

**Public  
With Public Redacted Annex 1**

**Public Redacted Version of the List of Email Decisions issued in the case of  
*The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé***

**Source : Registry**

**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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Ms Paolina Massidda

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants  
(Participation/Reparation)**

**The Office of Public Counsel for  
Victims**

Ms Paolina Massidda

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

**States' Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Mr Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Unit**

Mr Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

## I. Introduction

1. The Registry submits with the present report and its public redacted annex, the final redacted version of the Updated List of Email Decisions, pursuant to the "Decision on the Filing of a Public Redacted Version of the List of Email Decisions on the Record", ("Filing Decision").<sup>1</sup>

## II. Procedural History

2. On 13 April 2022, Trial Chamber VII ("Chamber") issued its "Decision on the Defence for Mr. Gbagbo's Requests for the Record of the Case to be Made Public, the Creation of a Public Database and for Email Decisions to be Placed on the Record of the Case",<sup>2</sup> together with its Annex A, containing a list of email decisions ("Decision").
3. On 30 June 2022, in accordance with the Decision and following its consultation with the parties, the Registry filed as an annex the proposed redacted version of the e-mail Decisions issued by Trial Chamber I during the trial proceedings.<sup>3</sup>

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<sup>1</sup> Trial Chamber VII, The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé, Public Redacted Version of the Decision on the Filing of a Public Redacted Version of the List of Email Decisions on the Record, ICC-02/11-01/15-1438-Red, 22 September 2022.

<sup>2</sup> Trial Chamber VII, The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé, Decision on the Defence for Mr Gbagbo's Requests for the Record of the Case to be Made Public, the Creation of a Public Database and for Email Decisions to be Placed on the Record of the Case, ICC-02/11-01/15-1430, 13 April 2022.

<sup>3</sup> Registry, Implementation of the "Decision on the Defence for Mr Gbagbo's Requests for the Record of the Case to be Made Public, the Creation of a Public Database and for Email Decisions to be Placed on the Record of the Case" (ICC-02/11-01/15-1430), ICC-02/11-01/15-1431, 30 June 2022.

4. On 18 July 2022, the Chamber issued its “Order in Respect of Proposed Redactions to the List of Email Decisions”, (“Order”).<sup>4</sup> Pursuant to paragraph 7 of the Order, the parties, participants and relevant sections of the Registry were ordered to submit justifications for their proposed redactions.
5. Accordingly, on 18 July 2022, the Registry’s Court Management Section (“CMS”) coordinated the receipt of justifications.<sup>5</sup> Their respective feedback was received by CMS between 20 July and 16 August 2022.<sup>6</sup>
6. On 24 August 2022, the Registry filed a consolidated version of the parties’ and participants’ justifications for their proposed redactions.<sup>7</sup>
7. On 22 September 2022, the Chamber issued its Filing Decision.<sup>8</sup> Therein, the Chamber directs the Registry to “apply and remove redactions as decided in the decision and to file the final redacted version of the Updated List of Email Decisions on the record.”<sup>9</sup>

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<sup>4</sup> Trial Chamber VII, Order in Respect of Proposed Redactions to the List of Email Decisions, ICC-02/11-01/15-1433, 18 July 2022.

<sup>5</sup> Email sent by CMS to the Prosecution, the Legal Representative of Victims, Victims and Witnesses Unit, the Defence for M. Gbagbo and the Defence for Mr Blé Goudé on 18 July 2022 at 17:25.

<sup>6</sup> Email received from the Defence for Mr Blé Goudé on 20 July 2022 at 10:01; email received from the Common Legal Representative of Victims on 21 July 2022 at 08:18 and referring to email communication dated 16 June 2022 at 09:28 and filed as Annex 3 to the present submission; email received from the Prosecution on 15 August 2022 at 15:53; email received from the Defence for Mr Gbagbo on 16 August 2022 at 10:01.

<sup>7</sup> Registry Submission Pursuant to the “Order in Respect of Proposed Redactions to the List of Email Decisions”(ICC-02/11-01/15-1433), 24 August 2022, ICC-02/11-01/15-1436-Conf with Confidential Annex A (the ‘Registry’s Updated Submissions’).

<sup>8</sup> Trial Chamber VII, The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé, Public Redacted Version of the Decision on the Filing of a Public Redacted Version of the List of Email Decisions on the Record, ICC-02/11-01/15-1438-Red, 22 September 2022.

<sup>9</sup> *Ibid*, para 14.

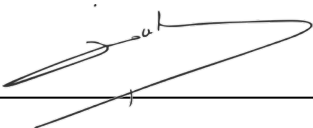
### III. Applicable law

8. For the purpose of the present submission, the Registry considered articles 64(7), (10) and 67(1) of the Rome Statute and rule 140 of the Rules of Procedure and Evidence.

### IV. Submissions

9. In its Filing Decision, the Chamber addressed the proposal and justifications provided by the parties, participants and the Registry.

10. Pursuant to the Filing Decision, the Registry hereby applies and removes redactions to the email decisions set forth in the public redacted Annex 1: the Updated List of Email Decisions.



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

Dated this 29 March 2023

At The Hague, The Netherlands