



Original: English

No.: ICC-02/04-01/15
Date: 10 October 2023

TRIAL CHAMBER IX

Before: Judge Bertram Schmitt, Presiding Judge
Judge Péter Kovács
Judge Chang-ho Chung

SITUATION IN UGANDA

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

**Public
With
Confidential *Ex parte* Annexes 1 to 6 only available to the Registry
and
Confidential *Ex Parte* Annexes 7 to 9 only available to the Defence and the Legal
Representatives of Victims**

Transmission of Consolidated Dossiers in the Sample

Source: Registry

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

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**Victims Participation and Reparations
Section**

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I. Introduction

1. On 27 September 2023, Trial Chamber IX (“Chamber”) instructed the Victims Participation and Reparations Section (“VPRS”) in the case of *The Prosecutor v. Dominic Ongwen* (“Case”) to transmit on the record of the Case full consolidated dossiers of the victims included in the previously established sample.¹ The Registry hereby transmits to the Chamber six victims’ dossiers in original confidential *ex parte* version. The dossiers contain resumption of action forms and, in some cases, additional documents related to the resumption of action forms, which were not previously transmitted on the record of the case in **original** confidential *ex parte* version, but only in **redacted** confidential *ex parte* version, available to the Defence and the Legal Representatives of Victims, i.e., Mes Joseph Akwenyu Manoba and Francisco Cox (“LRVs”).
2. The VPRS also takes this opportunity to transmit to the Defence and to the LRVs, three consolidated dossiers in redacted confidential *ex parte* version, which contain either resumption of action forms or translations, received in July 2023 from the Language Support Section of the Registry, of certain documents related to the resumption of action forms.² The translations are also included in the original confidential *ex parte* versions transmitted to the Chamber through the present transmission filing.

II. Procedural History

3. On 16 December 2022, the Chamber issued its “Decision on the Registry Additional Information on Victims”, in which it instructed *inter alia*, the Registry, through the

¹ Email from Trial Chamber IX to the VPRS, 27 September 2023 at 16:59 (“Email”). For the sample, see *infra*, para. 3 *et seq.*

² The original Acholi versions of these documents were previously transmitted to the Defence and to the LRVs.

VPRS, to 1) extract from the universe of participating victims a random sample of 205 individuals (“Sample”);³ and 2) transmit to the Chamber the list of individuals to be included in the Sample as well as their details compiled in the Registry’s databases.⁴

4. On 9 January 2023, the Registry transmitted to the Chamber the aforementioned list of individuals included in the Sample as well as their details extracted from the VPRS database.⁵
5. On 16 January 2023, the Chamber issued a decision by which it approved the Sample.⁶ The Chamber further instructed the VPRS to review the redactions to the victims’ dossiers, in accordance with the criteria outlined in the Decision⁷ and to transmit, if applicable, lesser redacted victims’ dossiers to the Defence, on a rolling basis and within thirty days from the date it receives the information about the victims’ consent.⁸
6. On 27 January 2023, the VPRS transmitted to the Common Legal Representative of Victims (“CLR”) and the LRVs the dossiers of their respective clients who are included in the Sample, with proposed redactions, for their review and further indication of any redactions which could be lifted, in compliance with paragraphs 10 to 12 of the Decision, and following consultations with their clients.⁹

³ As per the Chamber’s instructions, the Sample shall be constituted of: 92 victims from the Pajule IDP camp; 24 victims from the Odek IDP camp; 18 victims from the Lukodi IDP camp; 40 victims from the Abok IDP camp; and 31 victims from the thematic crimes.

⁴ Trial Chamber IX, “Decision on the Registry Additional Information on Victims”, 16 December 2022, ICC-02/04-01/15-2024, para 27 (c) and (d) and Disposition p. 16.

⁵ Registry, “Registry Transmission of List of Individuals and Relevant Information for Reparations Sample”, 9 January 2023, ICC-02/04-01/15-2026.

⁶ Trial Chamber IX, “Decision on the Registry Transmission of List of Individuals and Relevant Information for Reparations Sample”, 16 January 2023, ICC-02/04-01/15-2027.

⁷ Decision, paras 10 to 12.

⁸ Decision, para. 13 (c) and Disposition p. 12.

⁹ Emails from VPRS to CLR and LRVs, dated 27 January 2023, at, respectively, 15:47 and 16:59. The redactions proposed by the VPRS correspond to the redactions applied to the victims’ applications for participation transmitted to the Defence in the context of victims’ admission in the proceedings, as referred at para. 2. See also Decision, para. 10.

7. On 15 March 2023, the VPRS transmitted *i)* a list containing the victims' reference numbers for which no additional redaction is lifted, with their corresponding filing number and ERN, where applicable, available to the Defence and the respective common/legal representatives of victims; and *ii)* the lesser redacted versions of 63 victims' dossiers, available to the Defence and the CLR, and the LRVs, respectively.¹⁰
8. On 27 September 2023, the Chamber sent the Email.¹¹

III. Classification

9. Pursuant to regulation 23*bis*(1) of the Regulations of the Court, the annexes to this document are classified confidential *ex parte*, only available to the Registry or to the Defence and the LRVs, respectively, since they contain identifying information of victims.

IV. Applicable Law

10. The Registry submits the present filing in accordance with the Email.

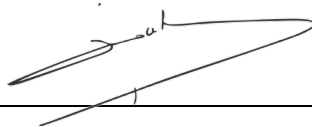
¹⁰ Registry, "Transmission to the Defence of 63 Redacted Victim Dossiers pursuant to Trial Chamber IX Decision ICC-02/04-01/15-2027", 15 March 2023, ICC-02/04-01/15-2034.

¹¹ *Supra*, fn 1.

V. Transmission

11. The Registry hereby transmits:

- Six consolidated victims' dossiers in original confidential *ex parte* version only available to the Registry; and
- Three consolidated victims' dossiers in redacted confidential *ex parte* version, available to the Defence and the LRVs.



Marc Dubuisson, Director, Division of Judicial Services
on behalf of Osvaldo Zavala Giler, Registrar

Dated this 10 October 2023

At The Hague, the Netherlands