

# **ANNEX 13**

# **PUBLIC REDACTED**

**From:** Trial Chamber X Communications  
**Sent:** 24 May 2022 14:41  
**To:** Al Hassan Prosecution Team; D28 Al Hassan Defence Team; V43 Victims Al Hassan Team  
**Cc:** Trial Chamber X Communications; Associate Legal Officer-Court Officer; Chamber Decisions Communication; VWS Legal  
**Subject:** TC X - Directions on the use of private sessions during D-0500's testimony and authorisation to bring laptop/notes

Dear counsels,

The Single Judge takes note of the Defence's indication that private sessions may be requested during D-0500's testimony when eliciting evidence related to other witnesses.

The Single Judge emphasises that private session must be requested only to elicit discrete details which are so specific that they identify other witnesses. In this regard, the Single Judge specifies that references to the pseudonyms of relevant protected witnesses, together with the fact that they were allegedly subject to certain abuses and/or discussion of purported related injuries and marks is not identifying and accordingly does not warrant the use of private session (with respect to P-0557 and P-0565, the Single Judge notes that the confirmation decision identifies them as direct victims of floggings: #461-Corr-Red paras 272, 274). The Single Judge however considers that use of relevant confidential exhibits, most notably those depicting such injuries and marks, should not be displayed to the public.

Further, and also noting D-0500's request made via the VWU, the Single Judge considers it appropriate to authorise D-0500 to bring his laptop and related notes to the courtroom to refer to them if need be.

Kind regards,  
The Single Judge of Trial Chamber X

**From:** [REDACTED]  
**Sent:** 24 May 2022 12:08  
**To:** Trial Chamber X Communications [REDACTED]; Al Hassan Prosecution Team <[REDACTED]>; V43 Victims Al Hassan Team [REDACTED]  
**Cc:** D28 Al Hassan Defence Team [REDACTED]  
**Subject:** D-500 testimony

Dear Trial Chamber X,  
Dear colleagues,

Further to the Trial Chamber's directions, the Defence respectfully notifies the Trial Chamber that it might elicit evidence in private session for Dr Sommerlad (D-0500).

Indeed, P-0557's evidence concerning flogging was entirely in private session. Some parts of P-0565's evidence were also in private session, [REDACTED] The fact that she was flogged was, however, elicited in open session.

P-0520, P-0538, P-0547 and P-0642 have all testified about the flogging or other incidents related to their injuries in open session.

The Defence would also like to respectfully ask Trial Chamber X that the Witness be authorised to bring his laptop into the Courtroom, to be able to refer to better quality photographs if needs be. The photographs in the binder will not have the same resolution and we cannot predict what he might wish to use to response to questions posed by the OTP or LRV.

The Defence also takes this opportunity to submit an updated list of documents for D-0500. Only the last column has been updated ('to be tendered into evidence').

Kind regards,

[REDACTED] on behalf of the Al Hassan Defence

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