

Annex 3

Public



TO ALL COUNSEL IN ART. 70

Reference: CSS/2016/368

Date: 12 May 2016

Dear Counsel,

Re: Change in the remuneration scheme during new phase of the proceedings

I am writing in relation to the remuneration regime during the various phases of the proceedings before the Court as outlined in the “Registry’s single policy document on the Court’s legal aid system” (“Legal Aid Policy”).¹

Trial Chamber VII has set the date for the commencement of the closing arguments² in the case of the Prosecutor v. Jean-Pierre Bemba et al. for 31 May 2016 and it is anticipated that they will continue until 3 June 2016, effectively ending the third phase on that day.³

As stipulated in the Legal Aid Policy, the period between the end of the closing statements and the judgment is considered to be a new phase during which only the services of Counsel are envisaged. Consequently, the applicable ceiling for remuneration is the monthly payment scale for Counsel of €8,221. This remuneration scheme shall remain in place until the Trial Chamber renders its judgment.⁴

The flexibility principle enshrined in the Legal Aid Policy leaves, however, the management of the above-mentioned sum at your discretion allowing you to use assistance of other team members, with the caveat that the combined “team remuneration” cannot surpass the maximum amount of €8,221 allocated during this period.

¹ *Id.*, paragraph 43, p. 10 and Diagram 1, p. 11.

² ICC-01/05-01/13-1859.

³ *Ibidem.*

⁴ *Id.*, paragraph 39.

In light of the above, I kindly invite you to take all necessary actions to organise your work during this upcoming phase and inform your respective team members of this upcoming change of phase and remuneration at your earliest possible convenience.

Please do not hesitate to contact us, should you have any questions or require further information. You may contact the CSS *via* phone: +31 70 515 8787, fax: +31 70 515 8990, or e-mail: css@icc-cpi.int.

Yours sincerely,



Esteban Peralta Losilla
Chief, Counsel Support Section

Enclosure: *Registry's Single Policy Document on the Court's legal aid system (ICC-ASP/12/3)*