

ANNEX I

SCOPE OF THE CONVICTION AS TO THE VICTIMS OF THE ATTACKS

1. At the outset, the Chamber recalls its findings in the Conviction Judgment that, although charges were confirmed in relation to a number of villages, the Prosecution did not produce any evidence in relation to several of them.¹ As such, in the absence of any information on the circumstances of the alleged conduct, the Chamber was not able to make any positive findings in relation to Avetso, Dhekpa, Thali, Mbidjo, and Pili.² With regard to Djuba, Katho, and Dyalo, the Chamber limited its findings to the fleeing of the population from these localities.³
2. In addition to the above, to avoid misunderstandings and further guide the eligibility assessment of victims during the implementation stage, the Chamber has summarised below the specific negative and positive findings in the Conviction Judgment, per locality.

I. Negative Findings

3. The Chamber notes that specific negative findings were made in the Conviction Judgment regarding the following crimes in the locations detailed below:

1) Avetso

- a) Intentionally attacking civilians as a war crime (Count 3);⁴
- b) Persecution as a crime against humanity (Count 10);⁵ and
- c) Destroying the adversary's property as a war crime (Count 18).⁶

2) Beba

- a) Rape as a crime against humanity and as a war crime (Counts 4 and 5), the Chamber found that it does not fall within the scope of the charges.⁷

3) Bambu

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), no findings regarding the killing of a woman and her child (with machetes) by UPC/FPLC soldiers in Bambu on 25 February 2003, or regarding a woman being captured and killed in Bambu by UPC/FPLC soldiers;⁸
- b) Rape as a crime against humanity and as a war crime (Counts 4 and 5);⁹

¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 641, footnotes 2044 and 2045.

² Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 645, *see also* paras 641-644.

³ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 645, referring to para. 568 where it is noted that during the attack to Lipri, Tsili and other villages in the area on or about 18 February 2003, the population of Djuba, Katho, and Dyalo took refuge on the hills nearby.

⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 936.

⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 586, and footnote 1806.

⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 939, 588, footnote 1814.

- c) Attacking protected objects as a war crime (Count 17), no findings in relation to the taking of property from hospitals, schools, an orphanage, and religious structures in Bambu;¹⁰ and
- d) Destroying the adversary's property as a war crime (Count 18), the Chamber found the presence of destroyed houses broadly during the relevant period, but was unable to conclude that this destruction was caused by UPC/FPLC.¹¹

4) Buli

- a) Forcible transfer of population as a crime against humanity, and ordering the displacement of the civilian population as a war crime (Counts 12 and 13).¹²

5) Camp P.M.

- a) Intentionally attacking civilians as a war crime (Count 3);¹³
- b) Persecution as a crime against humanity (Count 10);¹⁴ and
- c) Destroying the adversary's property as a war crime (Count 18).¹⁵

6) Dhepka

- a) Intentionally attacking civilians as a war crime (Count 3);¹⁶
- b) Persecution as a crime against humanity (Count 10);¹⁷ and
- c) Destroying the adversary's property as a war crime (Count 18).¹⁸

7) Djuba

- a) Intentionally attacking civilians as a war crime (Count 3);¹⁹
- b) Persecution as a crime against humanity (Count 10);²⁰ and
- c) Destroying the adversary's property as a war crime (Count 18).²¹

8) Dyala

- a) Intentionally attacking civilians as a war crime (Count 3);²²
- b) Persecution as a crime against humanity (Count 10);²³ and
- c) Destroying the adversary's property as a war crime (Count 18).²⁴

9) Gangala area of Mongbwalu

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2).²⁵

¹⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1137, 609, and footnote 1816.

¹¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1155, 586.

¹² Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1049, 1078, 604, and footnote 1872.

¹³ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

¹⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

¹⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

¹⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

¹⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

¹⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

¹⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

²⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

²¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

²² Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 90, 645, 641, and footnote 2047

²³ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

²⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

²⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 492, and footnote 1420.

10) Gola

- a) Destroying the adversary's property as a war crime (Count 18), the Chamber found the presence of destroyed houses broadly during the relevant period, but was unable to conclude that this destruction was caused by UPC/FPLC soldiers during the Second Operation.²⁶

11) Goy

- a) Intentionally attacking civilians as a war crime (Count 3);²⁷
- b) Persecution as a crime against humanity (Count 10);²⁸ and
- c) Destroying the adversary's property as a war crime (Count 18).²⁹

12) Gutsi

- a) Persecution as a crime against humanity (Count 10);³⁰ and
- b) Forcible transfer of population as a crime against humanity, and ordering the displacement of the civilian population as a war crime (Counts 12 and 13).³¹

13) Jitchu

- a) Murder and attempted murder as a crime against humanity and as a war crime (counts 1 and 2);³² and
- b) Forcible transfer of population as a crime against humanity, and ordering the displacement of the civilian population as a war crime (Counts 12 and 13).³³

14) Katho

- a) Intentionally attacking civilians as a war crime (Count 3);³⁴
- b) Persecution as a crime against humanity (Count 10);³⁵ and
- c) Destroying the adversary's property as a war crime (Count 18).³⁶

15) Kilo

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), no findings regarding the attempted killing of a number of civilians in Kilo, other than P-0022;³⁷ and
- b) Forcible transfer of population as a crime against humanity and ordering the displacement of the civilian population as a war crime (Counts 12 and 13), the Chamber found that the forcible transfer of population from Kilo falls outside the scope of the charges;³⁸ and concurred with the Defence's assertion that Mr Ntaganda is not charged with the displacement of civilians in Kilo.³⁹

²⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1155, 613.

²⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

²⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

²⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

³⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

³¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1049, 1078, 615, and footnote 1913.

³² Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 619, and footnote 1930.

³³ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1049, 1078, 617, and footnote 1919.

³⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

³⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

³⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

³⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 546, and footnote 1647.

³⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1048.

³⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1077.

16) Kobu

- a) Intentionally attacking civilians as a war crime (Count 3), positive finding that the UPC/FPLC launched an assault on Kobu,⁴⁰ but negative finding regarding an attack being directed at a civilian population.⁴¹

17) Langa

- a) Intentionally attacking civilians as a war crime (Count 3);⁴²
- b) Persecution as a crime against humanity (Count 10);⁴³ and
- c) Destroying the adversary's property as a war crime (Count 18).⁴⁴

18) Lipri

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2);⁴⁵
- b) Intentionally attacking civilians as a war crime (Count 3), positive finding that the UPC/FPLC attacked Lipri,⁴⁶ but negative finding that the civilian population as such or individual civilians not taking direct part in hostilities were the object of the attack;⁴⁷ and
- c) Rape as a crime against humanity and as a war crime (Counts 4 and 5).⁴⁸

19) Mbidjo

- a) Intentionally attacking civilians as a war crime (Count 3);⁴⁹ and
- b) Persecution as a crime against humanity (Count 10).⁵⁰

20) Mindjo

- a) Intentionally attacking civilians as a war crime (Count 3);⁵¹
- b) Persecution as a crime against humanity (Count 10);⁵² and
- c) Destroying the adversary's property as a war crime (Count 18).⁵³

21) Mongbwalu

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), positive finding with regard to the killing of people in Mongbwalu by the UPC/FPLC during the assault on this locality,⁵⁴ but negative finding with regard to the civilian status of the individuals killed, including children and the elderly;⁵⁵ and
- b) Rape as a crime against humanity and as a war crime (Counts 4 and 5).⁵⁶

⁴⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 910, 572.

⁴¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 925, 575.

⁴² Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁴³ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁴⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁴⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 567, and footnote 1740.

⁴⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 909, 567-568, footnote 1736.

⁴⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 928.

⁴⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 937, 939, 570, and footnote 1751.

⁴⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁵⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁵¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁵² Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁵³ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁵⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 873, 495.

⁵⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 885, 494, 472-473.

⁵⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 939, , 521, 534, footnotes 1551, 1599.

22) Mongbwalu airfield

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2).⁵⁷

23) Mongbwalu hospital

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2).⁵⁸

24) Mpetsi/Petsi

- a) Intentionally attacking civilians as a war crime (Count 3);⁵⁹
- b) Persecution as a crime against humanity (Count 10);⁶⁰ and
- c) Destroying the adversary's property as a war crime (Count 18).⁶¹

25) Ngabuli

- a) Intentionally attacking civilians as a war crime (Count 3);⁶²
- b) Sexual slavery as a crime against humanity and as a war crime (Counts 7 and 8);⁶³
- c) Persecution as a crime against humanity (Count 10);⁶⁴ and
- d) Destroying the adversary's property as a war crime (Count 18).⁶⁵

26) Ngongo

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2);⁶⁶ and
- b) Persecution as a crime against humanity (Count 10).⁶⁷

27) Nyangaray

- a) Intentionally attacking civilians as a war crime (Count 3);⁶⁸
- b) Forcible transfer of population as a crime against humanity; and ordering the displacement of the civilian population as a war crime (Counts 12 and 13);⁶⁹ and
- c) Destroying the adversary's property as a war crime (Count 18): the Chamber found the presence of destroyed houses broadly during the relevant period, but was unable to conclude that this destruction was caused by UPC/FPLC soldiers during the Second Operation.⁷⁰

⁵⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 492, and footnote 1418.

⁵⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 514, and footnote 1525.

⁵⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁶⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁶¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁶² Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁶³ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 953, 606, and footnote 1878.

⁶⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁶⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁶⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 567, 619, and footnotes 1740, 1930.

⁶⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁶⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁶⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1055, 1068, 1078.

⁷⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1155, 640

28) Nzebi

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), positive finding with regard to the killing of people in Nzebi by the UPC/FPLC during the assault on this locality,⁷¹ but negative finding with regard to the civilian status of the individuals killed;⁷² and
- b) Forcible transfer of population as a crime against humanity, and ordering the displacement of the civilian population as a war crime (Counts 12 and 13).⁷³

29) Pili

- a) Intentionally attacking civilians as a war crime (Count 3);⁷⁴
- b) Persecution as a crime against humanity (Count 10);⁷⁵ and
- c) Destroying the adversary's property as a war crime (Count 18).⁷⁶

30) Pluto

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2);⁷⁷
- b) Persecution as a crime against humanity (Count 10);⁷⁸ and
- c) Ordering the displacement of the civilian population as a war crime (Count 13): the Chamber concurred with the Defence's assertion that Mr Ntaganda is not charged with the displacement of civilians in Pluto, and thus did not take this village into account in relation to Count 13.⁷⁹

31) Sayo

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2): (i) negative finding regarding the killing of civilians in and around the church in Sayo;⁸⁰ (ii) positive finding with regard to the killing of people in Sayo by the UPC/FPLC during the assault on this locality,⁸¹ but negative finding with regard to the civilian status of the individuals killed;⁸²
- b) Rape as a crime against humanity and as a war crime (Counts 4 and 5): negative findings as to the factual allegation that civilians accompanying the UPC/FPLC committed rape against civilian women in Sayo, and regarding any rape in Sayo;⁸³
- c) Pillage as a war crime (Count 11): negative finding regarding the looting of the church in Sayo;⁸⁴
- a) Forcible transfer of population as a crime against humanity, and ordering the displacement of the civilian population as a war crime (Counts 12 and 13): the Chamber found that the forcible transfer of population from Sayo falls outside

⁷¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 873, 509.

⁷² Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 887.

⁷³ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1049, 1078, 509, and footnote 1501.

⁷⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁷⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁷⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁷⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 492, and footnote 1417.

⁷⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁷⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1077.

⁸⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 506, and footnote 1473.

⁸¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 873, 504.

⁸² Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 886, 502, 504.

⁸³ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 939, 521, 526, and footnotes 1551, 1562.

⁸⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1031, 526, and footnote 1566.

the scope of the charges;⁸⁵ and concurred with the Defence's assertion that Mr Ntaganda is not charged with the displacement of civilians in Sayo;⁸⁶ and

- b) Destroying the adversary's property as a war crime (Count 18): the Chamber found that the destruction of the church in Sayo does not fall within the scope of the charges.⁸⁷

32) Thali

- a) Intentionally attacking civilians as a war crime (Count 3);⁸⁸
- b) Persecution as a crime against humanity (Count 10);⁸⁹ and
- c) Destroying the adversary's property as a war crime (Count 18).⁹⁰

33) Tsili

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2);⁹¹ and
- b) Intentionally attacking civilians as a war crime (Count 3): positive finding that the UPC/FPLC attacked Tsili,⁹² but negative finding that the civilian population as such or individual civilians not taking direct part in hostilities were the object of the attack.⁹³

34) Wadda

- c) Intentionally attacking civilians as a war crime (Count 3);⁹⁴
- d) Persecution as a crime against humanity (Count 10);⁹⁵ and
- e) Destroying the adversary's property as a war crime (Count 18).⁹⁶

II. Positive Findings

4. Regarding positive findings for the First Operation in the Banyali-Kilo *collectivité*, between on or about 20 November 2002 and 6 December 2002,⁹⁷ the Chamber notes that Mr Ntaganda was convicted for the commission of the following crimes in the locations detailed below:

1) Mongbwalu

- a) Murder as a crime against humanity and as a war crime (Counts 1 and 2), specifically in relation to:

⁸⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1048.

⁸⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1077.

⁸⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1154.

⁸⁸ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁸⁹ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁹⁰ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁹¹ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 871, 549, 619, and footnotes 1740, 1930.

⁹² Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 909, 567-568.

⁹³ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 928.

⁹⁴ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 905.

⁹⁵ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 989.

⁹⁶ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1155.

⁹⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 33.

- a. *Abbé Bwanalunga*;⁹⁸
- b. An undetermined number of people during *ratissage* operations, including a Lendu woman and persons killed at the *Appartements* camps following interrogation;⁹⁹
- b) Intentionally directing attacks against civilians as a war crime (Count 3), against an undetermined number of civilians;¹⁰⁰
- c) Rape as a crime against humanity and as a war crime (Counts 4 and 5), specifically in relation to:
 - a. An undetermined number of women and girls during and in the aftermath of the UPC/FPLC assault on Mongbwalu;¹⁰¹
 - b. An undetermined number of women in the *Appartements* camp;¹⁰²
- d) Persecution as a crime against humanity (Count 10);¹⁰³
- e) Pillage as a war crime (Count 11), by UPC/FPLC soldiers and Hema civilians;¹⁰⁴
- f) Forcible transfer and deportation as a crime against humanity, and ordering displacement of civilian population as a war crime (Counts 12 and 13);¹⁰⁵ and
- g) Destroying the adversary's property as a war crime (Count 18), of houses, by shelling or burning.¹⁰⁶

2) Nzebi

- a) Murder as a crime against humanity and as a war crime (Counts 1 and 2), specifically in relation to:
 - a. two Lendu persons;¹⁰⁷ and
- b) Persecution as a crime against humanity (Count 10).¹⁰⁸

⁹⁸ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 737-742; for factual findings, *see* paras 532-533.

⁹⁹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 889-891; for factual findings, *see* paras 495, 512-513, 528.

¹⁰⁰ Reparations Order, [ICC-01/04-02/06-2659](#), para. 110; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 906-907, 918, 922-923; for factual findings, *see* para. 494.

¹⁰¹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 111; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 940-948; for factual findings, *see* paras 518-523.

¹⁰² Reparations Order, [ICC-01/04-02/06-2659](#), para. 111; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 940-948; for factual findings, *see* para. 535. *See also* Sentencing Judgment, [ICC-01/04-02-06-2442](#), para. 98 and footnote 255.

¹⁰³ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Mongbwalu, i.e. through murder, attacking civilians, destruction of property, pillaging, rape, and forcible displacement of civilian population, *see* paras 746-752, 995-996, 999; for factual findings, *see* paras 476, 494, 496-497, 512-514, 517-523, 532-533, 535. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(a).

¹⁰⁴ Reparations Order, [ICC-01/04-02/06-2659](#), para. 114; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1032, 1035-1036; for factual findings, *see* paras 512, 514-517.

¹⁰⁵ Reparations Order, [ICC-01/04-02/06-2659](#), para. 115; Conviction Judgment, [ICC-01/04-02/06-2359](#), pp. 537-538 and paras 1199, 1050, 1052-1053, 1057-1061, 1070-1071, 1079, 1084-1088, 1095-1096, 1099, 1101; for factual findings, *see* paras 476, 497.

¹⁰⁶ Reparations Order, [ICC-01/04-02/06-2659](#), para. 115; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1156, 1159, 1161, 1163, 1167, 1168, for factual findings, *see* para. 496.

¹⁰⁷ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 892; for factual findings, *see* para. 510.

¹⁰⁸ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Nzebi, i.e., through the murder of two persons, *see* paras 997, 999; for factual findings, *see* para. 510.

3) Sayo

- a) Murder as a crime against humanity and as a war crime (Counts 1 and 2), specifically in relation to:
 - a. a woman in front of the health centre;¹⁰⁹
 - b. An undetermined number of people during *ratissage* operations;¹¹⁰
- b) Intentionally directing attacks against civilians as a war crime (Count 3), against an undetermined number of civilians;¹¹¹
- c) Persecution as a crime against humanity (Count 10);¹¹²
- d) Pillage as a war crime (Count 11);¹¹³
- e) Intentionally directing attacks against protected objects (Count 17), namely against the health centre in Sayo;¹¹⁴ and
- f) Destroying the adversary's property as a war crime (Count 18), namely some houses destroyed by shelling or burning.¹¹⁵

4) Kilo

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), specifically in relation to:
 - a. An undetermined number of Lendu persons;¹¹⁶
 - b. A Ngiti man and a pregnant Lendu woman who had been detained in a pit;¹¹⁷
 - c. A Nyali man;¹¹⁸
 - d. Attempted murder of P-0022;¹¹⁹
- b) Rape as a crime against humanity and as a war crime (Counts 4 and 5), specifically in relation to:
 - a. An unspecified number of girls;¹²⁰ and

¹⁰⁹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 875, 888; for factual findings, *see* para. 506.

¹¹⁰ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 889; for factual findings, *see* paras 526.

¹¹¹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 110; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 908, 918, 922-923; for factual findings, *see* paras 415, 500-502, 506-508.

¹¹² Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Sayo, i.e., through attacking civilians, destruction of property, attacking protected objects, murder, and pillage *see* paras 997, 999; for factual findings, *see* paras 500-503, 506-508, 526.

¹¹³ Reparations Order, [ICC-01/04-02/06-2659](#), para. 114; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1032, 1036; for factual findings, *see* para. 526.

¹¹⁴ Reparations Order, [ICC-01/04-02/06-2659](#), para. 116; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1138, 1145-1148; for factual findings, *see* para. 506.

¹¹⁵ Reparations Order, [ICC-01/04-02/06-2659](#), para. 117; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1156, 1159, 1161, 1163, 1167, 1168; for factual findings, *see* para. 503.

¹¹⁶ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 893; for factual findings, *see* para. 543, footnote 1630.

¹¹⁷ Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 894; for factual findings, *see* 546.

¹¹⁸ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 895; for factual findings, *see* paras 545-547.

¹¹⁹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 874, 878, 894; for factual findings, *see* para. 546.

¹²⁰ Reparations Order, [ICC-01/04-02/06-2659](#), para. 111; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 940-948; for factual findings, *see* paras 545, 548. *See also* Sentencing Judgment, ICC-01/04-02/06-2442, para. 98 and footnote 255.

c) Persecution as a crime against humanity (Count 10).¹²¹

5. Regarding positive findings for the Second Operation in the Walendu-Djatsi *collectivité* in February 2003,¹²² the Chamber notes that Mr Ntaganda was convicted for the commission of the following crimes in the locations detailed below:

1) Kobu

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), specifically in relation to:
 - a. at least two fleeing children;¹²³
 - b. An undetermined number of people (at least two detained persons) during the *ratissage* operation;¹²⁴
 - c. At least 49 persons in a banana field near the Paradiso building;¹²⁵
 - d. Some men who were raped by UPC/FPLC soldiers;¹²⁶
 - e. Attempted murder of P-0019 and P-0108;¹²⁷
- b) Rape as a crime against humanity and as a war crime (Counts 4 and 5), specifically in relation to:
 - a. An undetermined number of detained women and men;¹²⁸
- c) Sexual slavery as a crime against humanity and as a war crime (Counts 7 and 8), specifically in relation to:
 - a. an 11-year-old girl;¹²⁹
- d) Persecution as a crime against humanity (Count 10);¹³⁰
- e) Pillage as a war crime (Count 11);¹³¹
- f) Forcible transfer and deportation as a crime against humanity, and ordering displacement of civilian population as a war crime (Counts 12 and 13);¹³² and

¹²¹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), p. 537 and para. 1199; for the underlying acts of persecution in Kilo, i.e., murder and rape, *see* paras 998, 999; for factual findings, *see* paras 543-548.

¹²² Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 33.

¹²³ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 896; for factual findings, *see* para. 573.

¹²⁴ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 896; for factual findings, *see* para. 577.

¹²⁵ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 898; for factual findings, *see* paras 628, 633.

¹²⁶ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 876, 899; for factual findings, *see* para. 623.

¹²⁷ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 874, 876, 881-882, 899; for factual findings, *see* paras 622, 628, 632.

¹²⁸ Reparations Order, [ICC-01/04-02/06-2659](#), para. 111; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 940-948; for factual findings, *see* paras 579, 622-623, 629.

¹²⁹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 112; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 954-956; for factual findings, *see* para. 579.

¹³⁰ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in or around Kobu, i.e., murder, pillage, destruction of houses, rape and sexual slavery, forced displacement, *see* paras 1000-1002, 1008; for factual findings, *see* paras 571-573, 577-579, 613, 622-623, 628-629, 632-633. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(e).

¹³¹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 114; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1032, 1036, 1042; for factual findings, *see* para. 578.

¹³² Reparations Order, [ICC-01/04-02/06-2659](#), para. 115; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1054-1055, 1063, 1067, 1072-1074, 1079, 1089-1094, 1097, 1100-1101; for factual findings, *see* paras 572-573.

- g) Destroying the adversary's property as a war crime (Count 18), namely some houses burned down.¹³³

2) Sangi

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), specifically in relation to:
- a. A woman who was raped and who tried to defend herself and P-0018's sister-in-law, in the bushes surrounding Sangi;¹³⁴
 - b. Attempted murder of P-0018;¹³⁵
- b) Rape as a crime against humanity and as a war crime (Counts 4 and 5), specifically in relation to:
- a. An undetermined number of women;¹³⁶
- c) Persecution as a crime against humanity (Count 10);¹³⁷ and
- d) Destroying the adversary's property as a war crime (Count 18), namely some houses burned down.¹³⁸

3) Bambu

- a) Murder and attempted murder as a crime against humanity and as a war crime (Counts 1 and 2), specifically in relation to:
- a. Nine hospital patients;¹³⁹
 - b. Attempted murder of a patient of Bambu hospital;¹⁴⁰
- b) Intentionally directing attacks against civilians as a war crime (Count 3), against an undetermined number of civilians;¹⁴¹
- c) Persecution as a crime against humanity (Count 10);¹⁴²
- d) Pillage as a war crime (Count 11);¹⁴³ and

¹³³ Reparations Order, [ICC-01/04-02/06-2659](#), para. 117; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1157, 1159, 1161, 1163, 1167, 1168, for factual findings, *see* para. 578. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(e).

¹³⁴ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 899; for factual findings, *see* para. 600.

¹³⁵ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 874, 880, 899; for factual findings, *see* para. 601.

¹³⁶ Reparations Order, [ICC-01/04-02/06-2659](#), para. 111; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 940-948; for factual findings, *see* paras 598-601.

¹³⁷ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in and around Sangi and in its surrounding bush, i.e., through rape, murder, destruction of property, *see* paras 1003-1004, 1008; for factual findings, *see* paras 597-602.

¹³⁸ Reparations Order, [ICC-01/04-02/06-2659](#), para. 117; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1157, 1159, 1163, 1167, 1168; for factual findings, *see* para. 602. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(f).

¹³⁹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 873, 897; for factual findings, *see* para. 587.

¹⁴⁰ Reparations Order, [ICC-01/04-02/06-2659](#), para. 109; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 874, 879, 897; for factual findings, *see* para. 587.

¹⁴¹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 110; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 911, 914, 918, 926; for factual findings, *see* paras 583-585.

¹⁴² Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Bambu, i.e., through attacking civilians, murder, attempted murder, forced displacement, *see* paras 1000, 1002, 1008; for factual findings, *see* paras 583, 585, 587, 589.

¹⁴³ Reparations Order, [ICC-01/04-02/06-2659](#), para. 114; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1032, 1037, 1040, 1042; for factual findings, *see* para. 589.

- e) Forcible transfer and deportation as a crime against humanity, and ordering displacement of civilian population as a war crime (Counts 12 and 13).¹⁴⁴

4) Jitchu

- a) Intentionally directing attacks against civilians as a war crime (Count 3), against an undetermined number of civilians;¹⁴⁵
- b) Persecution as a crime against humanity (Count 10);¹⁴⁶
- c) Pillage as a war crime (Count 11);¹⁴⁷ and
- d) Destroying the adversary's property as a war crime (Count 18).¹⁴⁸

5) Buli

- a) Intentionally directing attacks against civilians as a war crime (Count 3), against an undetermined number of civilians;¹⁴⁹
- b) Rape as a crime against humanity and as a war crime (Counts 4 and 5), specifically in relation to:
 - a. P-0113;¹⁵⁰
- c) Sexual slavery as a crime against humanity and as a war crime (Counts 7 and 8), specifically in relation to:
 - a. P-0113;¹⁵¹
- d) Persecution as a crime against humanity (Count 10);¹⁵² and
- e) Destroying the adversary's property as a war crime (Count 18).¹⁵³

6) Nyangaray

- a) Persecution as a crime against humanity (Count 10).¹⁵⁴

¹⁴⁴ Reparations Order, [ICC-01/04-02/06-2659](#), para. 115; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1051, 1054-1055, 1064-1067, 1072-1074, 1079, 1090-1094, 1097, 1100, 1101; for factual findings, *see* paras 583, 585.

¹⁴⁵ Reparations Order, [ICC-01/04-02/06-2659](#), para. 110; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 914, 918, 927; for factual findings, *see* para. 617.

¹⁴⁶ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Jitchu and its surrounding bush, i.e., through attacking civilians, pillage, destruction of property, *see* paras 1006, 1008; for factual findings, *see* paras 608, 617-619. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(f).

¹⁴⁷ Reparations Order, [ICC-01/04-02/06-2659](#), para. 114; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1032, 1039-1041; for factual findings, *see* para. 617.

¹⁴⁸ Reparations Order, [ICC-01/04-02/06-2659](#), para. 117; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1157, 1159, 1161, 1163, 1167, 1168; for factual findings, *see* para. 619.

¹⁴⁹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 110; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 914-915, 918, 927; for factual findings, *see* paras 604, 617.

¹⁵⁰ Reparations Order, [ICC-01/04-02/06-2659](#), para. 111; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 940-948; for factual findings, *see* paras 607, 627, 629, and footnote 2730.

¹⁵¹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 112; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 954-956, 959-960; for factual findings, *see* paras 606-608, 611, 629, 631.

¹⁵² Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Buli and in its surrounding bush, i.e., through attacking civilians, rape, sexual slavery, destruction of property (houses), *see* paras 1006-1008; for factual findings, *see* paras 603-609, 611, 631. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(f).

¹⁵³ Reparations Order, [ICC-01/04-02/06-2659](#), para. 117; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1157, 1159, 1161, 1163, 1167, 1168; for factual findings, *see* para. 609.

¹⁵⁴ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Nyangaray and its surrounding bush, *see* paras 1000, 1008; for factual findings, *see* para. 640. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), paras 60-63.

7) Lipri

- a) Persecution as a crime against humanity (Count 10);¹⁵⁵
- b) Pillage as a war crime (Count 11);¹⁵⁶
- c) Forcible transfer and deportation as a crime against humanity, and ordering displacement of civilian population as a war crime (Counts 12 and 13);¹⁵⁷ and
- d) Destroying the adversary's property as a war crime (Count 18).¹⁵⁸

8) Tsili

- a) Persecution as a crime against humanity (Count 10);¹⁵⁹
- b) Forcible transfer and deportation as a crime against humanity, and ordering displacement of civilian population as a war crime (Counts 12 and 13);¹⁶⁰ and
- c) Destroying the adversary's property as a war crime (Count 18), specifically houses.¹⁶¹

9) Gola

- a) Persecution as a crime against humanity (Count 10).¹⁶²

¹⁵⁵ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Lipri, i.e., through destruction of property (houses), pillage, forced displacement, *see* paras 1000-1002, 1008; for factual findings, *see* paras 567-569, 616. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(b)-(c).

¹⁵⁶ Reparations Order, [ICC-01/04-02/06-2659](#), para. 114; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1032, 1038, 1040-1041; for factual findings, *see* para. 569. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), para. 19(d).

¹⁵⁷ Reparations Order, [ICC-01/04-02/06-2659](#), para. 115; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1051, 1054-1055, 1062, 1065-1067, 1072-1074, 1079, 1089-1090, 1093-1094, 1097, 1100, 1101; for factual findings, *see* para. 567-568.

¹⁵⁸ Reparations Order, [ICC-01/04-02/06-2659](#), para. 117; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1157, 1159, 1161, 1163, 1167, 1168; for factual findings, *see* para. 569.

¹⁵⁹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199; for the underlying acts of persecution in Tsili, i.e., through forced displacement, destruction of property (houses), forced displacement, *see* paras 1000-1002, 1008; for factual findings, *see* paras 567-570.

¹⁶⁰ Reparations Order, [ICC-01/04-02/06-2659](#), para. 115; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1051, 1054-1055, 1062, 1067, 1072-1074, 1079, 1089, 1093-1094, 1097, 1100, 1001; for factual findings, *see* para. 567-568.

¹⁶¹ Reparations Order, [ICC-01/04-02/06-2659](#), para. 117; Conviction Judgment, [ICC-01/04-02/06-2359](#), paras 1199, 1157, 1159, 1161, 1163, 1167, 1168; for factual findings, *see* para. 569.

¹⁶² Reparations Order, [ICC-01/04-02/06-2659](#), para. 113; Conviction Judgment, [ICC-01/04-02/06-2359](#), para. 1199, for the underlying acts of persecution in Gola and in its surrounding bush, *see* paras 1005, 1007, 1008; for factual finding, *see* para. 613. *See also* Decision on the First Report, [ICC-01/04-02/06-2630](#), paras 19(f), 60.