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N°: ICC-01/12-01/18

Date: 08 June 2023

TRIAL CHAMBER X

Before: Judge Antoine Kesia-Mbe Mindua, Presiding Judge
Judge Tomoko Akane
Judge Kimberly Prost

SITUATION IN THE REPUBLIC OF MALI

**IN THE CASE OF
THE PROSECUTOR *v.* AL HASSAN AG ABDOUL AZIZ AG MOHAMED AG
MAHMOUD**

**Public
With Public Redacted Annex I**

**Report on further implementation of the “Registry Report on Items Formally
Submitted - Witness MLI-OTP-P-0114”, 4 August 2021, ICC-01/12-01/18-1638-Conf**

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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Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Osvaldo Zavala Giler

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. Introduction

1. The Registry submits the present report and annex one, the public redacted versions of items recognised as formally submitted for witness MLI-OTP-P-0114, pursuant to the “Decision on the conduct of Proceedings” (“Decision”),¹ issued on 6 May 2020 and to the “Third decision on matters related to the conduct of proceedings” (“Third Decision”),² issued on 4 September 2020 by Trial Chamber X (“Chamber”).

II. Procedural History

2. On 6 May 2020, the Chamber released its Decision in which it directed the Registry to: “[...] reflect all formally submitted items in the eCourt metadata [...]”, and to “[...] submit reports for each witness who testifies, indicating which items have been formally submitted by the parties and participants in relation to that witness. The email exchanges [...] are to be annexed to this filing, applying redactions as appropriate.”³
3. On 4 September 2020, the Chamber released its Third Decision which further established that:

“8. [i]n relation to formal requests for the submission of evidence used during a hearing, and pursuant to paragraph 34(ii) to (v) of the Directions on the Conduct of Proceedings, the Chamber will issue an email decision identifying the items recognised as being formally submitted evidence.”

¹ Trial Chamber X, Annex A of the Decision on the conduct of proceedings, [ICC-01/12-01/18-789-AnxA](#), 6 May 2020.

² Trial Chamber X, Third decision on matters related to the conduct of proceedings, [ICC-01/12-01/18-1040](#), 4 September 2020.

³ See note 1, above, para. 34(vi).

9. Pursuant to paragraph 34 (vi) of the Directions on the Conduct of Proceedings, the Registry shall submit a filing per witness comprising a cover filing and an Annex. The cover filing shall contain the list of the items considered formally submitted by the Chamber, with their evidence reference numbers (the 'ERN'). In the Annex, the Registry shall include the above email decision of the Chamber which will contain also any relevant email submissions of the parties. The Annex will be redacted as indicated above for email decisions."⁴

4. On 5 March 2021, the Chamber communicated by email its decision ("5 March 2021 Decision") on material recognized as being formally submitted for P-0114.⁵

III. Submissions

5. In order to enable the parties and participants to suggest redactions, the Registry followed the procedure specified in paragraph 6 of the Third Decision. Therefore, on 16 November 2021 the Registry initiated the consultation process with the parties and participants requesting them to provide the agreed redacted annexes and further recalling that any disagreements or objections on specific redactions should be directly addressed to the Chamber with the Court Officers in copy.
6. On 23 June 2022, the Single Judge instructed the Registry to proceed with the filing of the Quarterly Report, submitting in the public record of the case the redacted versions of the email decisions annexed to the various Registry

⁴ See note 2, above, paras. 8-9.

⁵ Decision on submitted material for P-0114, email sent by the Chamber's Legal Officer to the parties, participants and to the Registry, 5 March 2021 at 16:30.

Reports as Annex I.⁶ In addition, the Single Judge provided complementary guidance on the redaction of particular annexes,⁷ and instructed the Prosecution to provide its proposals for additional redactions to various other annexes by 22 July 2022.⁸

7. The Registry hereby attaches one redacted annex to the present submissions and submits the following list of ERNs recognized as formally submitted pursuant to the Chamber's 5 March 2021 Decision:

⁶ TC X: Single Judge directions concerning public redacted versions of the annexes to the Registry reports on submitted items, email sent from Trial Chamber X to the parties, participants and to the Registry, 23 June 2022 at 13:38.

⁷ Annexes 1631-Conf-AnxI, 1652-Conf-AnxI, 1638-Conf-AnxI, 1633-Conf-AnxI, and 1619-Conf-AnxI.

⁸ Annexes 1866-Conf, 1867-Conf, 1868-Conf, 1869-Conf, 1870-Conf, 1871-Conf, and 1872-Conf.

Proposals were received on 20 July 2022.

**Items submitted by the
Prosecution:**

MLI-OTP-0009-1476	MLI-OTP-0009-1507	MLI-OTP-0009-1538
MLI-OTP-0009-1478	MLI-OTP-0009-1508	MLI-OTP-0009-1539
MLI-OTP-0009-1479	MLI-OTP-0009-1509	MLI-OTP-0009-1540
MLI-OTP-0009-1480	MLI-OTP-0009-1510	MLI-OTP-0009-1541
MLI-OTP-0009-1481	MLI-OTP-0009-1511	MLI-OTP-0009-1542
MLI-OTP-0009-1482	MLI-OTP-0009-1512	MLI-OTP-0009-1543
MLI-OTP-0009-1483	MLI-OTP-0009-1513	MLI-OTP-0009-1544
MLI-OTP-0009-1484	MLI-OTP-0009-1514	MLI-OTP-0009-1545
MLI-OTP-0009-1485	MLI-OTP-0009-1515	MLI-OTP-0009-1546
MLI-OTP-0009-1486	MLI-OTP-0009-1516	MLI-OTP-0009-1547
MLI-OTP-0009-1487	MLI-OTP-0009-1517	MLI-OTP-0009-1548
MLI-OTP-0009-1488	MLI-OTP-0009-1518	MLI-OTP-0009-1549
MLI-OTP-0009-1489	MLI-OTP-0009-1519	MLI-OTP-0009-1550
MLI-OTP-0009-1490	MLI-OTP-0009-1520	MLI-OTP-0009-1551
MLI-OTP-0009-1491	MLI-OTP-0009-1521	MLI-OTP-0009-1552
MLI-OTP-0009-1492	MLI-OTP-0009-1522	MLI-OTP-0009-1553
MLI-OTP-0009-1493	MLI-OTP-0009-1523	MLI-OTP-0009-1554
MLI-OTP-0009-1494	MLI-OTP-0009-1524	MLI-OTP-0009-1555
MLI-OTP-0009-1495	MLI-OTP-0009-1526	MLI-OTP-0009-1556
MLI-OTP-0009-1496	MLI-OTP-0009-1527	MLI-OTP-0009-1557
MLI-OTP-0009-1498	MLI-OTP-0009-1528	MLI-OTP-0009-1558
MLI-OTP-0009-1499	MLI-OTP-0009-1529	MLI-OTP-0009-1560
MLI-OTP-0009-1500	MLI-OTP-0009-1530	MLI-OTP-0023-0344-
MLI-OTP-0009-1501	MLI-OTP-0009-1531	R02
MLI-OTP-0009-1502	MLI-OTP-0009-1532	MLI-OTP-0023-0390
MLI-OTP-0009-1503	MLI-OTP-0009-1533	MLI-OTP-0023-0391
MLI-OTP-0009-1504	MLI-OTP-0009-1534	MLI-OTP-0028-0116
MLI-OTP-0009-1505	MLI-OTP-0009-1535	MLI-OTP-0028-0117
	MLI-OTP-0009-1536	MLI-OTP-0028-0124
	MLI-OTP-0009-1537	

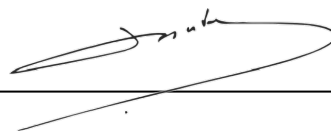
MLI-OTP-0028-0126- R01	MLI-OTP-0028-0269 MLI-OTP-0028-0287- R01	MLI-OTP-0060-0405 MLI-OTP-0060-0406 MLI-OTP-0060-0407
MLI-OTP-0028-0133- R01	MLI-OTP-0028-0319	
MLI-OTP-0028-0138	MLI-OTP-0033-5637	
MLI-OTP-0028-0141- R01	MLI-OTP-0058-0030- R02	
MLI-OTP-0028-0143	MLI-OTP-0060-0402- R02	
MLI-OTP-0028-0188	R02	
MLI-OTP-0028-0233	MLI-OTP-0060-0403- R02	
MLI-OTP-0028-0261- R01	MLI-OTP-0060-0404	

Items submitted by the Defence for Mr. Al Hassan:

MLI-D28-0004-4690	MLI-D28-0004-4722	MLI-D28-0004-4803
MLI-D28-0004-4691	MLI-D28-0004-4744	
MLI-D28-0004-4702	MLI-D28-0004-4802	

8. The Registry hereby annexes to the present filing, the Chamber's 5 March 2021 Decision:

- Annex I: email from the Chamber dated 5 March 2021 at 16.30.



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

Dated this 08 June 2023

At The Hague, The Netherlands