



Original: **English**

No. ICC-02/04-01/15

Date: **27 November 2015**

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Single Judge

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

**Confidential *ex parte* with confidential *ex parte* annexes
available to the Defence of Mr Ongwen and the Prosecution**

Registry report on the article 56 proceedings related to witness UGA-OTP-P-0226

Source: Registrar

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

The Office of the Prosecutor

Ms Fatou Bensouda

Counsel for the Defence

Mr Krispus Ayena Odongo

Legal Representatives of the Victims

Legal Representatives of the Applicants

**The Office of Public Counsel for
Victims**

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

The **Registrar** of the International Criminal Court (the "Court");

NOTING the Chamber's Decision on the "Prosecution application for the Pre-Trial Chamber to preserve evidence and take measures under article 56 of the Rome Statute" dated 27 July 2015 (the "Decision");¹

NOTING that in the Decision the Single Judge ordered that the testimony of witness UGA-OTP-P-0226 "shall be video recorded and a written transcript be made";²

NOTING articles 56 of the Rome Statute, regulation 23*bis* of the Regulations of the Court and regulation 41 and 50 (a) and (b) of the Regulations of the Registry;

CONSIDERING that during the closed session hearing held on 23 November 2015 the Single Judge ordered the Registrar to file a report on the article 56 proceedings for each witness, to annex to every report the audio and video recording of each testimony, and to include the reference(s) to the relevant transcript(s);³

RESPECTFULLY SUBMITS the following report:

1. Witness UGA-OTP-P-0226 testified in closed session on 15 and 16 September 2015 and in the presence of the Defence and the Prosecution (the "testimony").
2. The transcripts related to the testimony are numbered as follows: ICC-02/04-01/15-T-8-CONF-ENG and ICC-02/04-01/15-T-9-CONF-ENG.

¹ ICC-02/04-01/15-277-Conf.

² ICC-02/04-01/15-277-Conf at page 9.

³ ICC-02/04-01/15-T-19-Conf , realtime version, page5 line 16 to page 6 line 6 .

3. The audio and video recordings of the testimony are annexed to the present report.⁴

Level of confidentiality

4. The present report and its annexes are submitted as confidential, pursuant to Regulation 23*bis* of the Regulations of the Court, because they pertain to information that was discussed during a closed session hearing.



Marc Dubuisson, Director, Division of Judicial Services

per delegation of

Herman von Hebel, Registrar

Dated this 27 November 2015

At The Hague, the Netherlands

⁴ Annexes 1 and 2.