

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/12-01/15

Date: 22 July 2016

TRIAL CHAMBER VIII

Before: Judge Raul C. Pangalangan, Single Judge

SITUATION IN THE REPUBLIC OF MALI

IN THE CASE OF *THE PROSECUTOR v. AHMAD AL FAQI AL MAHDI*

Confidential

**Decision on Prosecution Requests for Authorisation to Disclose Anonymous
Summaries**

To be notified, in accordance with Regulation 31 of the *Regulations of the Court*, to:

The Office of the Prosecutor

Fatou Bensouda
James Stewart
Gilles Dutertre

Counsel for the Defence

Mohamed Aouini
Jean-Louis Gilissen

Legal Representative of Victims

Mayombo Kassongo

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Others

Judge Raul C. Pangalangan, acting as Single Judge on behalf of Trial Chamber VIII ('Single Judge' and 'Chamber', respectively) of the International Criminal Court ('Court') issues the following 'Decision on Prosecution Requests for Authorisation to Disclose Anonymous Summaries', in the case of *The Prosecutor v. Ahmad Al Faqi Al Mahdi*, having regard to Article 64(2) of the Rome Statute.

1. On 30 June 2016, the Office of the Prosecutor ('Prosecution') filed a request seeking authorisation to disclose anonymous summaries of P-523's interview and of P-140's screening notes.¹ On 14 July 2016, the Prosecution filed an addendum to the request.²
2. On 1 July 2016, the Prosecution filed a request seeking authorisation to disclose an anonymous summary of P-357's screening notes.³
3. On 6 July 2016, the Single Judge shortened the deadline for response to 18 July 2016.⁴
4. Neither the defence team for Mr Al Mahdi ('Defence') nor the Legal Representative of Victims responded to the requests.
5. The Single Judge notes that the requests are unopposed and therefore grants them on this basis. Accordingly, the Prosecution shall disclose forthwith the anonymous summaries proposed in annexes B and E to ICC-01/12-01/15-116-Conf-Exp and in annex A to ICC-01/12-01/15-123-Conf-Exp.

¹ Prosecution's motion for authorisation to disclose a summary of the witness statement of MLI-OTP-P-0523 and screening note of witness MLI-OTP-P-0140, upon whose evidence the Prosecution will not rely at trial, ICC-01/12-01/15-116-Conf-Exp. A Confidential redacted version was filed on 7 July 2016 (ICC-01/12-01/15-116-Conf-Red).

² Addendum to "Prosecution's motion for authorisation to disclose a summary of the witness statement of MLI-OTP-P-0523 and screening note of witness MLI-OTP-P-0140, upon whose evidence the Prosecution will not rely at trial" 30 June 2016, ICC-01/12-01/15-116-Conf-Exp, ICC-01/12-01/15-129-Conf-Exp. A Confidential redacted version was filed on 15 July 2016 (ICC-01/12-01/15-129-Conf-Red).

³ Prosecution's motion for authorisation to disclose a summary for screened Witness MLI-OTP-P-0357, ICC-01/12-01/15-123-Conf-Exp. A Confidential redacted version was filed on 7 July 2016 (ICC-01/12-01/15-123-Conf-Red).

⁴ Email from Chamber to parties and participants on 6 July 2016 at 11:14.

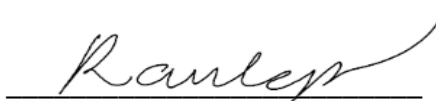
FOR THE FOREGOING REASONS, THE SINGLE JUDGE HEREBY

GRANTS the requests;

ORDERS the Prosecution to disclose forthwith the proposed anonymous summaries; and

DIRECTS the Registry to notify annexes B and E to ICC-01/12-01/15-116-Conf-Exp and annex A to ICC-01/12-01/15-123-Conf-Exp to the Defence.

Done in both English and French, the English version being authoritative.



Judge Raul C. Pangalangan, Single Judge

Dated 22 July 2016

At The Hague, The Netherlands