

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-01/09-01/20**  
Date: **8 February 2022**

**TRIAL CHAMBER III**

**Before: Judge Miatta Maria Samba**

**SITUATION IN THE REPUBLIC OF KENYA**

**IN THE CASE OF  
*THE PROSECUTOR v. PAUL GICHERU***

**Public  
With Confidential Annexes I and II**

**Notification of the Appointment of Mr Hédi Aouini  
as Legal Adviser to Witness P-0341**

**Source: Registry**

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

***Court to:***

**The Office of the Prosecutor**

Mr James Stewart  
Mr Anton Steynberg

**Counsel for the Defence**

Mr Michael G. Karnavas  
Ms Suzana Tomanović

**Legal Representatives of Victims**

**Unrepresented Applicants  
(Participation/Reparation)**

**Unrepresented victims**

**The Office of Public Counsel for  
Victims**

**States' Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Mr Peter Lewis

**Counsel Support Section**

Mr Pieter Vanaverbeke

**Victims and Witnesses Unit**

Mr Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

Mr Hédi Aouini

## I. Introduction

1. The Registry hereby informs Trial Chamber III (“Chamber”) of the appointment of Mr Hédi Aouini (“Mr Aouini”) as Legal Adviser to Witness P-0341 (“Notification of Appointment”), pursuant to rule 74(10) of the Rules of Procedure and Evidence (“Rules”).

## II. Classification

2. Pursuant to regulation 23 *bis*(1) of the Regulations of the Court (“RoC”), the annexes to the present submission are classified as confidential, as they contain personal information and contact details of Mr Aouini.

## III. Applicable Law

3. The Registry has considered the following provisions: article 68 of the Rome Statute, rules 21 and 74(10) of the Rules, regulations 67 and 69 of the RoC, regulation 123(1) of the Regulations of the Registry, and articles 5, 8 and 22(3) of the Code of Professional Conduct for counsel (“Code”).

## IV. Submissions

4. On 2 February 2022, the Registrar appointed Mr Aouini as the Legal Adviser to Witness P-0341.<sup>1</sup> Mr Aouini will be duly provided with access to relevant material in connection with the case, including the statements and transcripts of interviews of Witness P-0341, *via* a secure channel in order to maintain confidentiality at all times.<sup>2</sup>

5. On 6 July 2021, Mr Aouini executed the solemn undertakings required by articles 5 and 22(3) of the Code.<sup>3</sup>

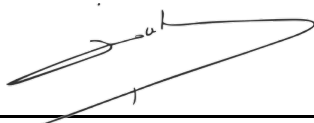
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<sup>1</sup> Confidential Annex I.

<sup>2</sup> Trial Chamber III, “Directions on the Conduct of the Proceedings”, 7 October 2021, ICC-01/09-01/20-189-AnxA.

<sup>3</sup> Confidential Annex II.

6. The Registrar remains at the disposal of the Chamber should further information be required.



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Marc Dubuisson, Director, Division of Judicial Services  
on behalf of Peter Lewis, Registrar

Dated this 8 February 2022  
At The Hague, The Netherlands