



Original: English

No. ICC-02/04-01/05

Date: 26 January 2024

PRE-TRIAL CHAMBER II

Before:

Judge Rosario Salvatore Aitala, Presiding

Judge Tomoko Akane

Judge Sergio Gerardo Ugalde Godínez

SITUATION IN UGANDA

IN THE CASE OF

THE PROSECUTOR v. JOSEPH KONY

Public

Order to initiate notification efforts and related outreach activities

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

The Office of the Prosecutor

Mr Karim A. A. Khan
Mr Mame Mandiaye Niang

Counsel for the Defence

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

**The Office of Public Counsel
for Victims**

Ms Paolina Massidda
Ms Sarah Pellet

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

Mr Xavier-Jean Keïta

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

PRE-TRIAL CHAMBER II of the International Criminal Court (the ‘Chamber’) issues this order instructing the Registry to initiate notification efforts with the aim to inform Mr Kony of the charges against him and to start related outreach activities.

1. On 23 November 2023, the Chamber issued its ‘Decision on the Prosecution’s request to hold a confirmation of charges hearing in the Kony case in the suspect’s absence’,¹ in which it instructed the Prosecution to file a document containing the charges it intends to present against Mr Kony; and the Registry to submit a plan indicating the outreach activities and notification efforts it would pursue to inform Mr Kony of such charges.

2. On 18 December 2023, the Chamber received the ‘Registry’s Proposed Plan on Outreach Activities and Notification Efforts’ (the ‘Registry’s Plan’)² and on 19 January 2024, the Prosecution submitted the document containing the charges (‘DCC’).³

3. The Registry’s Plan outlines two set of measures. On the one hand, it proposes a course of action to try to notify Mr Kony of the charges in the DCC. On the other hand, it contains outreach activities ‘intended to convey and disseminate information about the charges against Mr Kony, in targeted efforts aimed at reaching out to him’.⁴

4. Having received the DCC, and without prejudice to the Chamber’s assessment of the content of this document and the charges, the Chamber instructs the Registry to use the DCC and initiate its proposed plan on notification efforts and outreach activities. Noting the length of the DCC, which contains 36 charges, the Chamber considers a summary to be necessary for certain outreach activities, such as radio broadcast and publication in media outlets. Accordingly, to facilitate this process, the Chamber hereby provides a summary of the DCC to be used for outreach activities that involve limited time or space to convey a message. The summary is annexed to the present order and will be translated by the Registry into Acholi. Where possible, the Registry shall aim to convey the charges against Mr Kony as they are contained in the DCC.

¹ [ICC-02/04-01/05-466](#).

² [ICC-02/04-01/05-473](#).

³ [ICC-02/04-01/05-474](#).

⁴ [ICC-02/04-01/05-473](#), Annex I.

5. As to the notification efforts, the Registry must take all reasonable steps to inform Mr Kony of the charges as described in the DCC. In addition, the Registry shall ensure that the DCC, as well as its translation to Acholi, is easily accessible on the Court's website.
6. The Registry is instructed to submit a report on the progress of the notification efforts and outreach activities within four week from the present decision.

FOR THESE REASONS, THE CHAMBER HEREBY

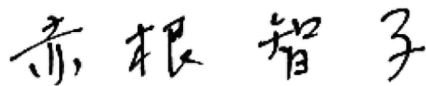
ORDERS the Registry to initiate notification efforts and outreach activities in accordance with this order; and

ORDERS the Registry to report to the Chamber within four weeks from the notification of the present order.

Done in English. A French translation will follow. The English version remains authoritative.



Judge Rosario Salvatore Aitala
Presiding



Judge Tomoko Akane



Judge Sergio Gerardo Ugalde Godínez

Dated this Friday, 26 January 2024

At The Hague, The Netherlands