

ANNEX 21

PUBLIC REDACTED

From: Trial Chamber X Communications
Sent: 29 March 2022 10:21
To: Al Hassan Prosecution Team; 'D28AlHassanDefenceTeam'; 'V43LRVTeam'
Cc: Associate Legal Officer-Court Officer; Office of the Director DJSS;
Subject: Trial Chamber X Communications; Chamber Decisions Communication
 TC X: Single Judge further instructions on the publicity of the trial proceedings

Dear Counsels,

To ensure the publicity of upcoming evidentiary hearings, the Single Judge notes that her email instructions of 26 October 2020 at 14:41 shall also be followed during the Defence case. Accordingly, the Defence is directed to provide the Registry-PIOS with a monthly list of witnesses specifying the information mentioned below.

The Single Judge also takes this opportunity to reiterate the importance of the Chamber's prior instructions on the use of private sessions, notably its email decision of 26 March 2021 at 9:26. In this regard, the Single Judge directs that highlighted summaries, or indication of the areas of a testimony the Defence proposes be elicited in private session, continue to be provided via email together with the list of material to be used by the calling party with each witness.

Kind regards,

On behalf of the Single Judge of Trial Chamber X

From:
Sent: 26 October 2020 14:41
To: Al Hassan Prosecution Team; 'D28AlHassanDefenceTeam'; 'V43LRV'
Cc: Associate Legal Officer-Court Officer <> Office of the Director DJSS;
Subject: Publicity of the trial proceedings

Dear counsel,
 Dear colleagues,


Having due regard to the publicity of trial proceedings, the Chamber instructs the Prosecution, in consultation with the VWU, to submit on a monthly basis to the Registry, and in particularly its Public Information and Outreach Section (PIOS), a list of witnesses scheduled to testify, where the following information is included: name of the witness (when this witness is not a protected witness), type of witness (i.e. expert in a relevant field, crime base), general expected contents and duration of the testimony.

The Chamber reiterates that even in the case of protected witnesses, 'identifying information' must be interpreted strictly and thus general information related to a witness may be made public.

The Chamber is of the view that the written record of prior recorded testimonies introduced pursuant to Rule 68 of the Rules shall be public to the extent possible. Accordingly, the Chamber instructs the calling party, once all of necessary criteria pursuant to Rule 68 of the Rules have been fulfilled and in consultation with the VWU and the non-calling party, to propose public redacted versions of the transcripts of interviews, reports or witness statements introduced pursuant to Rule 68 of the Rules. Contested redactions should be transmitted to the Chamber so it can rule on the matter. If the proposed public redacted versions are not contested, or once the Chamber has ruled on any contested redaction, the calling party shall prepare the public redacted versions and make them available in

eCourt. The Registry, in cooperation with the calling party, is instructed to make these available via the court's public website (see similarly in *The Prosecutor v. Dominic Ongwen*, ICC-02/04-01/15-596-Red and ICC-02/04-01/15-1164).

Kind regards,


(on behalf of Trial Chamber X)