

ANNEX 4
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Version

From: Trial Chamber V Communications
Sent: 07 February 2024 15:11
To: OTP CAR IIB; V44 LRV Team; V44 LRV Team OPCV; V45 LRV Team
Cc: Trial Chamber V Communications; Chamber Decisions Communication; Associate Legal Officer-Court Officer; D29 Yekatom Defence Team; D30 Ngaissona Defence Team
Subject: Decision on the CLR1's request for guidance on the applicable deadline for any request for leave to present evidence in rebuttal or non-evidentiary views and concerns of participating victims

Dear Counsel,

Any request for leave to present evidence in rebuttal or non-evidentiary views and concerns of participating victims should be brought before the Chamber as soon as practicable, and at the latest, five days after the last Defence witness has testified.

The Chamber cautions the participants that leave to present rebuttal evidence will only be granted if the proposed evidence is of significance *vis-à-vis* the legal issues to be determined in this case, particularly in light of the evidence already on the record (*see similar* Trial Chamber IX, *The Prosecutor vs. Dominic Ongwen*, Decision on Prosecution request to present evidence in rebuttal, 19 December 2019, ICC-02/04-01/15-1600).

Furthermore, the Chamber notes that it is provisionally not inclined to hear victims present unsworn, non-evidentiary views and concerns before rendering its Judgment.

Kind regards, TCV

From: Suprun, Dmytro [REDACTED]
Sent: Friday, February 2, 2024 4:47 PM
To: Trial Chamber V Communications [REDACTED] >
Cc: OTP CAR IIB [REDACTED]; D29 Yekatom Defence Team [REDACTED]; D30 Ngaissona Defence Team [REDACTED]; V44 LRV Team [REDACTED] >; V44 LRV Team OPCV [REDACTED]; V45 LRV Team [REDACTED] >; Associate Legal Officer-Court Officer [REDACTED] >
Subject: CLR1's request for guidance on the applicable deadline for any request for leave to present evidence in rebuttal or non-evidentiary views and concerns of participating victims

Dear Trial Chamber V,

Following the issuance of the Further Directions on the Conduct of the Proceedings (End of Defence Presentation of Evidence and Closure of Evidence) (ICC-01/14-01/18-2342), the CLR1 hereby seeks the Chamber's guidance on the applicable deadline for any request for leave to present evidence in rebuttal or non-evidentiary views and concerns of participating victims, pursuant to paragraph 16 of the Initial Directions on the Conduct of the Proceedings (ICC-01/14-01/18-631).

Kind regards,
Dmytro Suprun