

From: Trial Chamber V Communications
Sent: 06 October 2020 15:00
To: [REDACTED]; Trial Chamber V Communications
Cc: OTP CAR IIB Operations; 'D30NgaissonaDefenceTea[REDACTED]'; 'D29 Yekatom Defence Team'; 'V44LRVTeam[REDACTED]'; 'V45LRVTeam[REDACTED]'; V44LRVTeam-OPCV; [REDACTED]
Subject: Decision on Prosecution Request pursuant to Regulation 35 to vary the Time Limit for the Submission of Applications pursuant to Rule 68 and information on other pending matters

Dear Mr [REDACTED],

The Single Judge hereby decides on the 'Prosecution's Request pursuant to Regulation 35 to vary the Time Limit for the Submission of Applications pursuant to Rule 68' (ICC-01/14-01/18-652), with full reasons to follow.

- The Prosecution's request to extend the deadline for applications pursuant to Rule 68(2) of the Rules is partly granted. The Prosecution is ordered to submit the applications on a rolling basis, and latest by **11 January 2021**.
- The Prosecution's request to extend the deadline for applications pursuant to Rule 68(3) of the Rules is granted. The Prosecution is ordered to submit applications **not less than 45 days before the scheduled start of the witness's testimony**.

The Chamber will decide on Witness Preparation in mid-October in the context of its upcoming Decision on Protocols at Trial, and issue its decision on the motions pertaining to the scope of the charges by the end of the month.

Noting that the Prosecution's email group has apparently changed, the Prosecution is reminded to inform the Chamber, participants and Registry about such changes in order to streamline communications.

Kind regards, TC V

From: [REDACTED]
Sent: 05 October 2020 17:01
To: Trial Chamber V Communications
Cc: OTP CAR IIB Operations; 'D30NgaissonaDefenceTeam[REDACTED]'; 'D29 Yekatom Defence Team'; 'V44LRVTeam[REDACTED]'; 'V45LRVTea[REDACTED]'
Subject: Request for Information on Pending Matters

Dear Trial Chamber V,

In order to facilitate its ongoing work the Prosecution would like to obtain information regarding certain pending matters. In particular, the Prosecution would like to know whether the Chamber soon intends to rule on the disposition of the following: the *Yekatom Defence's Motion to Dismiss Co-Perpetration Mode of Liability*, filed 22 June 2020 (ICC-01/14-01/18-565-Conf); the *Prosecution's Submissions on the Scope of the Charges*, filed 31 August 2020 (ICC-01/14-01/18-640); and the *Prosecution's Request pursuant to Regulation 35 to vary the Time Limit for the Submission of Applications pursuant to Rule 68*, filed 14 September 2020 (ICC-01/14-01/18-652).

Further to the above, as the issue of Witness Preparation as proposed (see *Prosecution's Submission of Proposed Directions for the Conduct of Proceedings and Proposed Protocol on Witness Familiarisation*, filed on 14 April 2020 (ICC-01/14-01/18-476, paras. 7-16 and AnxA, paras. 11-27) — which would seem to require the Chamber's intervention — was not addressed in the *Initial Directions*

on the Conduct of the Proceedings, (ICC-01/14-01/18-631, para. 3), the Prosecution would inquire as to whether the Chamber intends to render a ruling on the particular matter.

The Prosecution would very much appreciate any information or indication with respect to the above at the Chamber's earliest convenience, as it would greatly facilitate its planning, ongoing work on its Trial Brief, and the allocation of resources in view of the impending major trial preparation deadlines. Thank you.

Kind regards,

On behalf of
Kweku Vanderpuye