

**Cour  
Pénale  
Internationale**

**International  
Criminal  
Court**



Original: English

No.: ICC-02/04-01/15

Date: 19 May 2017

**TRIAL CHAMBER IX**

**Before: Judge Bertram Schmitt, Single Judge**

**SITUATION IN UGANDA**

**IN THE CASE OF *THE PROSECUTOR v. DOMINIC ONGWEN***

**Confidential**

**Order Inviting Observations on a Judicial Site Visit**

To be notified, in accordance with Regulation 31 of the *Regulations of the Court*, to:

**The Office of the Prosecutor**

Fatou Bensouda  
James Stewart  
Benjamin Gumpert

**Counsel for the Defence**

Krispus Ayena Odongo

**Legal Representatives of Victims**

Joseph Akwenyu Manoba  
Francisco Cox  
Paolina Massidda

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

**The Office of Public Counsel for  
Victims**

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

**States Representatives**

*Amicus Curiae*

**REGISTRY**

---

**Registrar**

Herman von Hebel

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Others**

**Judge Bertram Schmitt**, acting as Single Judge on behalf of Trial Chamber IX ('Single Judge' and 'Chamber', respectively) of the International Criminal Court, in the case of *The Prosecutor v. Dominic Ongwen*, having regard to Regulation 28(2) of the Regulations of the Court, issues the following 'Order Inviting Observations on a Judicial Site Visit'.

1. On 18 July 2016, following a request by the Office of the Prosecutor ('Prosecution') to conduct a judicial site visit before the trial commencement, the Chamber considered that 'a determination of whether a judicial site visit in northern Uganda would be of material assistance to its evaluation of the evidence should be made at a later stage of the proceedings, after having heard, at least in part, the evidence to be presented at trial'.<sup>1</sup>
2. In light of the evidence received to date, the Chamber is inclined to visit the sites of the Pajule, Odek, Lukodi and Abok IDP camps soon after the Prosecution's evidence presentation concludes. The Single Judge invites the parties, participants and Registry to make any observations on a prospective judicial site visit by the deadline indicated below.
3. For the time being, the Chamber's inclination to conduct a site visit must be kept strictly confidential. In particular, should the legal representatives of victims wish to discuss information arising from the present order or subsequent site visit preparations with their clients, they must first request permission from the Chamber to do so.<sup>2</sup>

---

<sup>1</sup> Decision Concerning the Requests to Recommend Holding Proceedings *In Situ* and to Conduct a Judicial Site Visit in Northern Uganda, ICC-02/04-01/15-499, para. 4.

<sup>2</sup> If permission is granted, the procedure governing use of confidential information with participating victims would still apply. *See* Decision on contested victims' applications for participation, legal representation of victims and their procedural rights, 27 November 2015, ICC-02/04-01/15-350, para. 31, *maintained at trial by virtue of* Decision on Requests Concerning Organisation of Victim Representation, 17 June 2016, ICC-02/04-01/15-476, para. 11.

**FOR THE FOREGOING REASONS, THE SINGLE JUDGE HEREBY**

**INVITES** the parties, participants and Registry to provide any submissions on a prospective judicial site visit by 16:00 on Friday, 16 June 2017.

Done in both English and French, the English version being authoritative.

  
\_\_\_\_\_  
**Judge Bertram Schmitt, Single Judge**

Dated 19 May 2017

At The Hague, The Netherlands