

13 March 2000

Original: English

**Preparatory Commission for the International
Criminal Court**

**Working Group on Rules of Procedure and Evidence
concerning Part 6 of the Statute**

New York

13-31 March 2000

12-30 June 2000

27 November-8 December 2000

**Proposal by Italy concerning the Rules of Procedure and
Evidence relating to Part 6 of the Statute (the Trial)¹**

Rule 6.18

Directions for the conduct of the proceedings and testimony

Rule 6.18 (a)

Add the following text:

“When issuing directions, the Presiding Judge should, in particular, take into account the needs of children and elderly and disabled persons”.

Rules 6.26

Live testimony by means of audio or video link technology

R.6.26 (a)

At the end of the paragraph add:

“In the case of child witnesses, whether they are victims or not, audio or video link testimony must be considered.”

¹ *Note:* The present document follows existing rules related to victims that were approved at first reading by the Preparatory Commission on 17 December 1999 (PCNICC/1999/L.5/Rev.1/Add.1). It should be read in conjunction with the proposals contained in documents PCNICC/2000/WGRPE(4)/DP.2 and PCNICC/2000/WGRPE(5)/DP.3.

Rule 6.29
Special measures

R.6.29 (e)

After “sexual violence” add “and child, elderly and disabled persons as victims or witnesses.”

Rule 6.30
Participation of victims in the proceedings

R.6.30[A]1

After “persons acting with their consent,” add “or on their behalf in case of children or, when necessary, disabled persons,” so that it reads as follows:

“persons acting with their consent, or on their behalf in case of children or, when necessary, disabled persons, shall make written application to a Chamber of the Court.”

Rule 6.31
Reparations to victims

R.6.31 (a)

Add after “writing” the words “in audio, in video”, so that it reads:

“(A) A victim’s request for reparations under article 75 shall be made in writing, in audio, in video or in electronic form and filed with the Registrar.”
