

**UNITED  
NATIONS**

---



Mechanism for International Criminal Tribunals

MICT/13

29 November 2013

Original: English

---

**PROSECUTOR'S REGULATION NO 2 (2013)**

**REQUESTS FOR ASSISTANCE BY NATIONAL AUTHORITIES OR  
INTERNATIONAL ORGANISATIONS TO THE PROSECUTOR**

**(MICT/13)**

**PROSECUTOR OF THE MECHANISM FOR INTERNATIONAL CRIMINAL  
TRIBUNALS**

**Prosecutor's Regulation No 2 (2013)**

**REQUESTS FOR ASSISTANCE BY NATIONAL AUTHORITIES OR  
INTERNATIONAL ORGANISATIONS TO THE PROSECUTOR**

**I, HASSAN BUBACAR JALLOW, Prosecutor of the Mechanism for International Criminal Tribunals (MICT),**

**NOTING** Security Council Resolution 1966 of 2010, the Statute of the MICT and the Rules of Procedure and Evidence arising there from;

**NOTING** that the MICT shall respond to requests for assistance from national authorities in relation to the investigation, prosecution and trial of those responsible for serious violations of international humanitarian law in the territory of the former Yugoslavia since 1991 or in the territory of Rwanda in 1994, or committed by Rwandan citizens in the territory of Rwanda's neighbouring states in 1994, pursuant to Article 28(3) of its Statute;

**CONSIDERING** that the MICT may also receive requests for assistance from international organizations and other parties, subject to specific agreement;

**MAKE THIS REGULATION** in the following terms:

1. A request by the national authorities of a State, an international organisation or other party subject to specific agreement (Requesting Authority) for information, evidence, or other material assistance in connection with an investigation or judicial proceedings may be submitted to the Prosecutor of the MICT in respect of information collected by his office and/or the Office of the Prosecutor of the International Criminal Tribunal for the former Yugoslavia (ICTY) and the Office of the Prosecutor of the International Criminal Tribunal for Rwanda (ICTR).
2. Requests for assistance may be made by expedited means of communication, including facsimile or e-mail. However, a formal communication shall immediately follow such an expedited request.
3. Requests for assistance seeking certification of material which require immediate action may be made by expedited means of communication, including facsimile or e-mail.

4. Requests should be made in writing in English or French. Where requests are submitted in any other language, a translation in English or French should be provided. Where no translation is provided the request will remain unexecuted until such translation is received.
5. Requests for assistance shall contain:
  - a. the name, nature (judicial, prosecuting, investigative or other) and contact details of the Requesting Authority including the name(s), telephone number(s), facsimile number(s) and/or e-mail address(es) of the responsible official(s) or staff;
  - b. available identifying information regarding the suspect(s), victim(s) and witness(es), including:
    - i. name;
    - ii. any known alias;
    - iii. nationality;
    - iv. date and place of birth;
    - v. parents' names;
    - vi. current physical address;
    - vii. physical address at the time of the alleged offence(s)
  - c. a summary of the offence(s) under investigation and possible charges including date(s), place(s) and name(s) of the victim(s) of the alleged / charged crime(s);
  - d. a concise description of the requested information, evidence or other material;
  - e. a statement of the relevance of the assistance to the investigation or judicial proceedings, the status of proceedings and any relevant dates, such as the date of trial at which the evidence is required, or any cause for urgency;
  - f. a statement as to whether officials of the Requesting Authority seek to attend the MICT during the execution of the request;
  - g. an undertaking by the Requesting Authority guaranteeing the confidentiality of the requested material and, unless otherwise agreed between the OTP MICT and the Requesting Authority, a description of legal provisions governing the confidentiality of the requested material in the jurisdiction of the Requesting Authority.

6. The Prosecutor will consider each request on its own merits and reserves the right at his discretion not to honour a request.

**Signed**



**Hassan B. Jallow  
Prosecutor of the MICT**

**Done this 29<sup>th</sup> day of November 2013  
Arusha, Tanzania**