

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-01/04

Date: 22 August 2007

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Single Judge

Registrar: Mr Bruno Cathala

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

Public

Urgent

**Decision on the time limit to submit observations on applications a/0163/06 to
a/0187/06 for participation as victims**

The Office of the Prosecutor

Mr Luis Moreno Ocampo, Prosecutor
Mrs Fatou Bensouda, Deputy Prosecutor
Mr Ekkehard Withopf, Senior Trial
Lawyer

**Office of Public Counsel for the
Defence**

Mr Xavier-Jean Keïta, Principal Counsel

Legal Representative of the Applicants
a/0163/06 to a/0187/06

Office of Public Counsel for Victims

Mrs Paolina Massida, Principal Counsel

I, Judge Sylvia Steiner, judge at the International Criminal Court (the “Court”);

NOTING the “Décision autorisant le dépôt d’observations sur les demandes de participation à la procédure”¹ issued by the Single Judge on 17 July 2007, ordering the Registry to transmit the applications for participation of victims a/0163/06 to a/0187/06 (“Applications”) and the Report on the Applications to the Prosecution and the Office of the Public Counsel for the defence (“the OPCD”);

NOTING the “Decision suspending the transmission of the “Rapport à la Chambre préliminaire I sur les demandes de participation a/0163/06 à a/0187/06”² issued by the Single Judge on 19 July 2007 in which the Single Judge temporarily suspended the transmission of the Report on Applications for victims participation, until otherwise decided by the Single Judge;

NOTING the “Decision suspending the time limit for the submission of observation on application for participation in the proceedings”³ issued by the Single Judge on 31 July 2007, suspending the time limit for filing observations until otherwise decided by the Single Judge;

NOTING the “Decision on the Requests of the Legal Representative of Applicants on application process for victims’ participation and legal representation” issued on 20 August 2007, which, *inter alia*, established a system whereby the Registrar shall notify unredacted versions of the Applications to the Prosecution and the OPCD, triggering an automatic submission of their observations within 30 days from the

¹ ICC-01/04-358.

² ICC-01/04-360-Conf

³ ICC-01/04-368.

notification of the Applications; and ordered the Registrar to notify only the Applications to the Prosecution and the OPCD, without the Report of the Registry on the Applications;⁴

NOTING rule 89(1) of the Rules of Procedure and Evidence (the "Rules") and Regulation 86 of the Regulations of the Court (the "Regulations");

CONSIDERING that the Single Judge is aware that further information on Applications a/0163/06, a/0165/06, a/0166/06, a/0170/06, a/0176/06, a/0177/06, a/0179/06, a/0181/06, a/0182/06, a/0183/06, a/0186/06 and a/0187/06 was not contained in the Applications and was subsequently received by the Registry, in accordance with Regulation 86(4) of the Regulations but has not been transmitted to the Prosecution and the OPCD for their observations;

CONSIDERING that pursuant to rule 89(1) of the Rules, the Prosecution and the defence are entitled to reply to the Applications transmitted pursuant to the Single Judge's order of 17 July 2007, with all further information; and that the information obtained pursuant to regulation 86 (4) of the Regulations is part of the applications for participation; and that therefore both the Prosecution and the OPCD shall be entitled to file observations on the Applications and on the further information;

CONSIDERING that the Single Judge suspended the deadline for the submission of observations on the Applications by the Prosecution and the OPCD; and that due to the suspension of time limit, the deadline needs to be reopened upon the determination of the Single Judge;

⁴ ICC-01/04-374

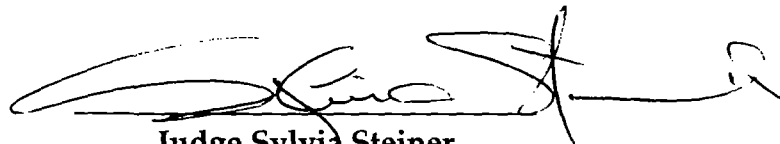
FOR THESE REASONS,

ORDER the Registry to transmit to the Prosecution and OPCD, in five days, all further information received pursuant to Regulation 86(4) of the Regulations and related to Applications a/0163/06; a/0165/06; a/0166/06; a/0170/06; a/0176/06; a/0177/06; a/0179/06; a/0181/06; a/0182/06; a/0183/06; a/0186/06; a/0187/06;

DECIDE to re-establish the time limit suspended by the Single Judge Decision's of 31 July 2007, and to grant the Prosecution and the OPCD 30 days to submit observations Applications a/0163/06 to a/0187/06;

DECIDE that the time limit for the filing of observations on Applications a/0163/06 to a/0187/06 will commence from the notification of the further information abovementioned.

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



Judge Sylvia Steiner
Single Judge

Dated this Wednesday 22 August 2007

At The Hague, The Netherlands