

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/06
Date: 13 January 2009

TRIAL CHAMBER I

Before: Judge Adrian Fulford, Presiding Judge
Judge Elizabeth Odio Benito
Judge René Blattmann

*SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO IN THE CASE
OF THE PROSECUTOR v. THOMAS LUBANGA DYILO*

Public

**Corrigendum to "Decision on the applications by victims to participate in the
proceedings"**

Decision/Order/Judgment to be notified in accordance with regulation 31 of the Regulations of the Court to:

The Office of the Prosecutor

Mr Luis Moreno Ocampo
Ms Fatou Bensouda
Mr Ekkerhard Withopf

Counsel for the Defence

Ms Catherine Mabilie
Mr Jean-Marie Biju Duval

Legal Representatives of the Victims

Mr Luc Walley
Mr Franck Mulenda
Ms Catherine Bapita Buyangandu
Mr Joseph Keta Orwinyo
Mr Jean Louis Gilissen
Mr Jean Chrysostome Mulamba Nsokoloni
Mr Paul Kabongo Tshibangu
Mr Hervé Diakiese

Legal Representatives of the Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

The Office of Public Counsel for Victims

Ms Paolina Massidda

The Office of Public Counsel for the Defence

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Mr Simo Vaatainen

Detention Section

Victims Participation and Reparations Section

Ms Fiona McKay

Other

1. The Trial Chamber issued a “Decision on the applications by victims to participate in the proceedings” on 15 December 2008 (“Decision”).¹ It has come to the attention of the Chamber that the decision contains a clerical error which needs to be corrected as follows:

- In paragraph 137, “i. Orders the Registry to provide legal representatives of victims with the document listing the witnesses it intends to call in their order of appearance, referring to the witnesses by their reference number once it is filed.” should read “i. Orders the Registry to provide legal representatives of victims with the document listing the witnesses to be called in their order of appearance, referring to the witnesses by their reference number once it is filed.”.

2. The Chamber has also noted that one application was erroneously considered incomplete, although it has been properly submitted to the Chamber with all required documents and information. In this regard, the error contained in the decision needs to be corrected as follows in relation to applicant a/0246/06:

- In paragraph 74, “Applicants a/0225/06, a/0232/06, a/0239/06, a/0246/06, a/0001/07, a/0005/07, a/0059/07, a/0149/07, a/0155/07, a/0231/06, a/0245/06, a/0612/08, a/0248/06, a/0613/08, a/0055/07 a/0047/06, a/0048/06, a/0049/06, a/0052/06, a/0057/07 are in this group”.
- In paragraph 112, “Applicants a/0241/06, a/0061/07, a/0062/07, a/0065/07, a/0182/07, a/0174/07, a/0176/07, a/0185/07, a/0189/07, a/0064/07, a/0175/07, a/0177/07, a/0178/07, a/0180/07 are in this group”.

¹ ICC-01/04-01/06-1556.

- In paragraph 137 (a), “For these reasons, the Trial Chamber hereby:
 - a. Grants status to participate in the proceedings to applicants a/0047/06, a/0048/06, a/0049/06, a/0050/06, a/0051/06, a/0052/06, a/0054/07, a/0055/07, a/0056/07, a/0057/07, a/0058/07, a/0059/07, a/0060/07, a/0063/07, a/0078/06, a/0105/06, a/0122/08, a/0123/08, a/0124/08, a/0125/08, a/0126/08, a/0130/08, a/0149/07, a/0149/08, a/0155/07, a/0156/07, a/0162/07, a/0168/07, a/0169/07, a/0170/07, a/0171/07, a/0172/07, a/0173/07, a/0179/07, a/0181/07, a/0183/07, a/0184/07, a/0187/07, a/0188/07, a/0190/07, a/0191/07, a/0221/06, a/0224/06, a/0225/06, a/0226/06, a/0227/06, a/0229/06, a/0230/06, a/0231/06, a/0232/06, a/0233/06, a/0236/06, a/0237/06, a/0238/06, a/0239/06, a/0240/06, a/0244/06, a/0245/06, a/0246/06, a/0248/06, a/0249/06, a/0250/06, a/0251/07, a/0253/07, a/0257/07, a/0270/07, a/0271/07, a/0272/07, a/0273/07, a/0274/07, a/0275/07, a/0276/07, a/0277/07, a/0279/07, a/0280/07, a/0282/07, a/0283/07, a/0285/07, a/0404/08, a/0405/08, a/0406/08, a/0409/08, a/0612/08, a/0613/08, a/0001/06, a/0002/06, a/0003/06, a/0001/07, a/0002/07, a/0003/07, a/0005/07, and a/0007/08”.

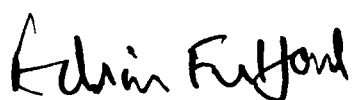
- In paragraph 137 (b), “Rejects status to participate in the proceedings to applicants a/0241/06, a/0061/07, a/0062/07, a/0065/07, a/0182/07, a/0174/07, a/0176/07, a/0185/07, a/0189/07, a/0064/07, a/0175/07, a/0177/07, a/0178/07, a/0180/07, a/0228/06, a/0252/07, a/0278/07, a/0281/07, a/0284/07, a/0242/06, a/0243/06, a/0004/06, a/0077/06, a/0256/07, and a/0255/07”.

3. Accordingly, victim a/0246/06 is granted status to participate in the proceedings in accordance with the Decision and will be allowed to make an opening statement at the beginning of the trial. All the relevant orders


set out in the Decision are applicable to victim a/0246/06 and should be complied with at the earliest possible opportunity.

4. For ease of reference, the correct version of the Decision is attached as Annex I.

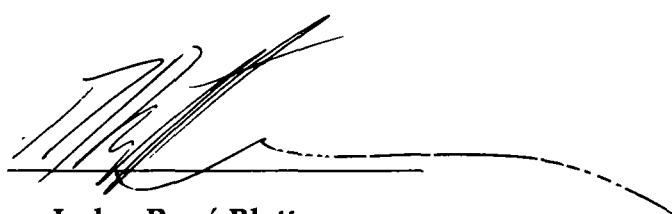
Done in both English and French, the English version being authoritative.



Judge Adrian Fulford



Judge Elizabeth Odio Benito



Judge René Blattmann

Dated this 13 January 2009

At The Hague, The Netherlands