

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-01/04-01/06

Date: 22 September 2006

PRE-TRIAL CHAMBER I

Before: Judge Claude Jorda, Presiding Judge
Judge Akua Kuenyehia
Judge Sylvia Steiner

Registrar: Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
*v. Thomas Lubanga Dyilo***

Public Document

Decision on Defence Request pursuant to Regulation 83 (4)

The Office of the Prosecutor
Mr Luis Moreno Ocampo
Ms Fatou Bensouda
Mr Ekkehard Withopf
Legal Representatives for Victims
a/0001/06 to a/0003/06
Mr Luc Walley
Mr Franch Mulenda

Counsel for the Defence
Mr Jean Flamme
Ms Véronique Pandanzyla
**Office of Public Counsel for the
Defence**
Ms Melinda Taylor

PRE-TRIAL CHAMBER I (“the Chamber”) of the International Criminal Court (“the Court”);

NOTING the “Requête conformément à la norme 83.4 du règlement de la Cour” (“the Defence Request”),¹ filed by the Defence on 15 September 2006, in which it requests the Chamber to partially overturn the decision of the Registry of 31 August 2006 which (i) granted the Defence request in relation to the appointment of a case manager at the G-5 level until the end of the confirmation hearing; and (ii) rejected the appointment of a legal advisor and two additional legal assistants;

NOTING the “Enregistrement dans le dossier de communications entre le Greffe et le conseil de la défense”,² filed by the Registry on 19 September 2006;

NOTING regulation 83 (4) of the Regulations of the Court (“the Regulations”)

CONSIDERING the considerable amount of material in the Prosecution requests and the Prosecution amended requests filed under rule 81 (2) and (4) of the Rules between 21 August and 12 September 2006;

CONSIDERING further the recent deterioration of the security situation in some parts of the Democratic Republic of the Congo (“the DRC”);

CONSIDERING that the Registry was not privy to this information at the time it took a decision on the Defence request for additional resources;


¹ ICC-01/04-01/06-439.

² ICC-01/04-01/06-448.

FOR THESE REASONS

ORDERS the Registry to take all necessary steps to ensure that an additional GTA legal assistant at the P-2 Level joins the Defence as soon as practicable and no later than 1 October 2006 for the purpose of the proceedings before the Chamber in the case against Thomas Lubanga Dyilo.

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



Judge Claude Jorda
Presiding Judge



Judge Akua Kuenyehia



Judge Sylvia Steiner

Dated this Friday 22 September 2006

At The Hague

The Netherlands