

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

-Original: English

No: ICC-01/04-01/07

Date: 10 July 2007

**PRE-TRIAL CHAMBER I**

**Before: Judge Sylvia Steiner, Single Judge**

**Registrar: Mr Bruno Cathala**

**SITUATION IN THE DEMOCRATIC REPUBLIC OF CONGO  
IN THE CASE OF  
THE PROSECUTOR  
v. *Germain Katanga***

**Under Seal  
Ex parte, Prosecution Only  
Urgent**

**Decision Altering the Calendar for the Submission of Formatted Version of the  
Arrest Warrant Application and Redacted Witness Statements**

**The Office of the Prosecutor**  
Mr Luis Moreno Ocampo  
Mrs Fatou Bensouda  
Mr Éric MacDonald

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

**NOTING** the “Decision Rejecting the Prosecution Urgent Request and Establishing a Calendar for the Disclosure of the Supporting Materials of the Prosecution Application for a Warrant of Arrest against Germain Katanga”, issued by the Single Judge on 6 July 2007;<sup>1</sup>

**NOTING** the “Prosecution’s Request for the Variation of the Calendar for the Submission of a Formatted Version of the Arrest Warrant and Redacted Witness Statements” (“Prosecution’s Request”), filed on 10 July 2007 by the Prosecution, in which the variation of calendar for an additional 7 days is requested concerning (i) a formatted version of the Prosecution Application for Arrest Warrant, as instructed by Single Judge decision of 6 July 2007, (ii) a redacted version of the formatted version of the Prosecution Application for Arrest Warrant, and (iii) the provision of redactions to the witness statements;<sup>2</sup>

**NOTING** articles 61(2) and 67(1) and (2) of the Rome Statute (“the Statute”), rules 76 to 83 and 121 of the Rules of Procedure and Evidence (“the Rules”) and Regulation 35 of the Regulations of the Court ;

**CONSIDERING** that the Prosecution in the Prosecution’s Request submits that the variation of the calendar is intended to allow the proper fulfilment of guidelines in formatting the Prosecution Application for Arrest Warrant, and also to ensure that the redactions to the formatted version of the Prosecution Application for Arrest Warrant and witness statements adequately protects witnesses;

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<sup>1</sup> ICC-01/04-01/07-5-US-Exp.

<sup>2</sup> ICC-01/04-01/07-7-US-Exp

**CONSIDERING** that the Prosecution has shown good cause in its request to extend the deadlines imposed by the calendar, and that there is a need to modify the calendar for the submission of a redacted and formatted redacted version of the Prosecution Application for Warrant of Arrest,

**CONSIDERING** that in relation to witnesses statements 7, 13 and 14 the deadline imposed for the request for authorization for redactions is 7 August 2007, and no good cause for modification of such deadline has been shown ;

#### **FOR THESE REASONS**

**DECIDE** to grant the Prosecution an extension of seven additional days to file the formatted version and the redacted formatted version of the Prosecution Application for Arrest Warrant,

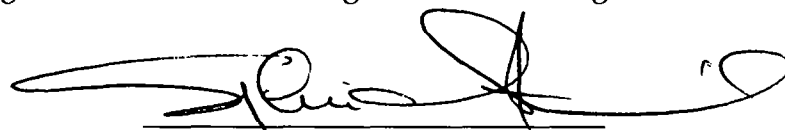
**DECIDE** to suspend, until otherwise decided, the calendar for the disclosure of the Supporting Materials to the Prosecution Application for a Warrant of Arrest against Germain Katanga, in relation to

- (i) the statements of witnesses 7, 13 and 14, as instructed in the 06 July 2007 Decision,
- (ii) documents which the Prosecution intends to disclose in unredacted version, as instructed in the 06 July 2007 Decision,
- (iii) the system of pre-inspection and inspection including the filing of pre-inspection and inspection reports, as instructed in the 06 July 2007 Decision.

**DECIDE** to suspend, until otherwise decided, the disclosure of potentially exculpatory materials under article 67(2) of the Statute, as instructed in the 06 July 2007 Decision,

**DECIDE** that the remaining deadlines contained in the calendar on disclosure of the Supporting Materials to the Prosecution Application for a Warrant of Arrest against Germain Katanga are to be maintained;

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



**Judge Sylvia Steiner**  
**Single Judge**

Dated this Tuesday 10 July 2007

At The Hague

The Netherlands