

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No: ICC-01/04-01/07
Date: 28 January 2008

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***

Public

Decision convening a hearing on 28 January 2008

The Office of the Prosecutor

Mr Luis Moreno Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Éric MacDonald, Trial Lawyer
Mrs Florence Darques-Lane, Legal
Adviser

Counsel for the Defence

Mr David Hooper
Mr Göran Sluiter
Ms Caroline Buisman

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

NOTING the warrant of arrest for Germain Katanga¹ issued by Pre-Trial Chamber I on 3 July 2007;

NOTING the “Prosecution’s Application Pursuant to Rule 81(2) and Rule 81(4) to Statements of Witnesses and Related Materials to Be Relied Upon at the Confirmation Hearing”² filed on 14 January 2008 by the Prosecution;

NOTING the “Corrigendum to Prosecution's Application Pursuant to Rule 81(2) and Rule 81(4) for Redactions to Statements of Witnesses and Related Materials to Be Relied Upon at the Confirmation Hearing dated 14 January 2008 and Submission of Additional Materials”³ filed on 16 January 2008 by the Prosecution;

NOTING the hearing *ex parte* and in closed session (“the Hearing”) held on 21 January 2008 with the Prosecution and Victims and Witnesses Unit (“the VWU”);⁴

¹ ICC-01/04-01/07-1.

² ICC-01/04-01/07-145-Conf-Exp-Anx1-AnxP2.

³ ICC-01/04-01/07-147-Conf-Exp and annexes.

⁴ ICC-01/04-01/07-T-14-CONF-EXP.

NOTING the “Prosecution’s Submission of Information on Witness Protection”⁵ filed on 24 January 2008 by the Prosecution;

NOTING the “Victims and Witnesses Unit report on the reasons for rejection”⁶ (“the VWU Report”) filed on 25 January 2008 by the VWU;

NOTING the “Urgent Request for a Confidential *Ex Parte* Prosecution and VWU Only Hearing on Witness Protection”⁷ filed on 28 January 2008 by the Prosecution;

NOTING articles 57(3) (c) and 68 of the *Rome Statute*, rules 76 to 83, and 121 of the *Rules of Procedure and Evidence*;

CONSIDERING that issues relating to witness protection, which arose from the Hearing, the requests for redactions and the VWU Report, necessitate the Single Judge to convene a hearing;

FOR THESE REASONS

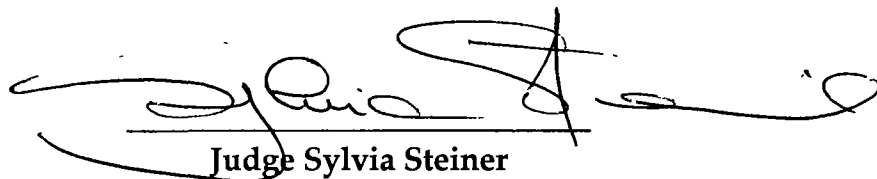
⁵ ICC-01/04-01/07-161-Conf-Exp.

⁶ ICC-01/04-01/07-165-Conf-Exp.

⁷ ICC-01/04-01/07-166

DECIDE to convene an *ex parte* hearing, in closed session, with the Prosecution and the Victims and Witnesses Unit, in the Pre-Trial Courtroom on Monday 28 January 2008 at 15h00.

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



Judge Sylvia Steiner
Single Judge

Dated this Monday 28 January 2008

At The Hague

The Netherlands