

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/04-01/06 OA 12 OA 13

Date: 17 September 2008

**THE APPEALS CHAMBER**

**Before:**

**Judge Sang-Hyun Song, Presiding Judge  
Judge Philippe Kirsch  
Judge Georgios M. Pikis  
Judge Erkki Kourula  
Judge Daniel David Ntanda Nsereko**

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO**

**THE PROSECUTOR v. THOMAS LUBANGA DYILO**

**Public document**

**Order on the filing of a response to the “Prosecution’s Application under Regulation 28 to provide Clarification or Additional Details which Impact on the Appeals against the Decisions to Stay the Proceedings and Release the Accused”**

**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, Prosecutor  
Ms Fatou Bensouda, Deputy Prosecutor

**Counsel for the Defence**

Ms Catherine Mabilie  
Mr Jean-Marie Biju-Duval

**Legal Representatives of Victims**

Ms Carine Bapita Buyangandu  
Mr Luc Walley  
Mr Franck Mulenda

**REGISTRY**

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**Registrar**

Ms Silvana Arbia

*She*

The Appeals Chamber of the International Criminal Court,

In the appeal of the Prosecutor against the “Decision on the release of Thomas Lubanga Dyilo” of Trial Chamber I of 2 July 2008 (ICC-01/04-01/06-1418), and

In the appeal of the Prosecutor pursuant to the decision of Trial Chamber I of 2 July 2008 entitled “Decision on the Prosecution’s Application for Leave to Appeal the ‘Decision on the consequences of non-disclosure of exculpatory materials covered by Article 54(3)(e) agreements and the application to stay the prosecution of the accused’” (ICC-01/04-01/06-1417),

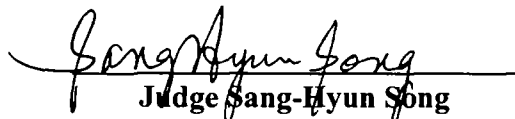
Having before it the “Prosecution’s Application under Regulation 28 to provide Clarification or Additional Details which Impact on the Appeals against the Decisions to Stay the Proceedings and Release the Accused” of 15 September 2008 (ICC-01/04-01/06-1470),

*Issues* the following

## ORDER

Mr. Thomas Lubanga Dyilo may respond to the above-mentioned application by 4 p.m. on Friday, 19 September 2008.

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

  
**Judge Sang-Hyun Song**  
**Presiding Judge**

Dated this 17th day of September 2008

At The Hague, The Netherlands

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