



Original: **French**

No.: ICC-01/04-01/07
Date: **12 February 2009**

TRIAL CHAMBER II

Before: Judge Bruno Cotte, Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Fumiko Saiga

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR *v.* GERMAIN KATANGA AND MATHIEU NGUDJOLO
CHUI**

Public Document

**Order fixing a Time Limit for Responses by the Participants in the Proceedings
(regulation 34 of the *Regulations of the Court*)**

Order 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
 Mr Éric Macdonald, Senior Trial Lawyer

**Counsel for the Defence of Germain
 Katanga**

Mr David Hooper
 Ms Caroline Buisman

**Counsel for the Defence of Mathieu
 Ngudjolo Chui**

Mr Jean-Pierre Kilenda Kakengi Basila
 Mr Jean-Pierre Fofé Djofia Malewa

Legal Representatives of the Victims

Ms Carine Bapita Buyangandu
 Mr Joseph Keta
 Mr Jean-Louis Gilissen
 Mr Hervé Diakiese
 Mr Jean Chrysostome Mulamba
 Nsokoloni
 Mr Fidel Nsita Luvengika
 Mr Vincent Lurquin
 Ms Flora Ambuyu Andjelani

Legal Representatives of the Applicants

Non-represented Victims

**Non-represented Applicants
 (Participation/Reparations)**

**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

Detention Section

**Victims Participation and Reparations
 Section**

Other

Trial Chamber II of the International Criminal Court (respectively, “the Chamber” and “the Court”), acting pursuant to regulation 34 of the *Regulations of the Court*, orders the following:

1. At the status conference held on 3 February 2009, the Chamber requested the Prosecutor to file a report setting out his proposals for the protection of witnesses on whom he does not intend to rely at trial, but whose statements and transcripts have exculpatory value or are necessary for preparation of the Defence.¹ The Prosecutor filed his report on 11 February 2009.²
2. By the present Order, the Chamber decides, pursuant to rule 34 of the *Regulations of the Court*, to reduce from 21 to 10 days the time limit for participants in the proceedings to respond to the said report.

FOR THESE REASONS, THE CHAMBER:

DIRECTS the participants to file their responses by 4.00 p.m. on 23 February 2009.

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

[signed]

Judge Bruno Cotte
Presiding Judge

[signed]

Judge Fatoumata Dembele Diarra

[signed]

Judge Fumiko Saiga

¹ ICC-01/04-01/07-T-56-ENG, 3 February 2009, p. 43, lines 13-14.

² The Office of the Prosecutor, “Prosecutor’s Submissions on the Modalities of Disclosure Required for the Protection of Witnesses Providing Exculpatory Evidence or Evidence of a Nature Material to the Preparation of the Defence”, 11 February 2009, ICC-01/04-01/07-893.

Dated this 12 February 2009

At The Hague (The Netherlands)