

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original English

No **ICC-01/04-01/07 OA 8**
Date: **27 August 2009**

THE APPEALS CHAMBER

Before: Judge Daniel David Ntanda Nsereko, Presiding Judge
Judge Sang-Hyun Song
Judge Erkki Kourula
Judge Ekaterina Trendafilova
Judge Joyce Aluoch

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
THE PROSECUTOR v. GERMAIN KATANGA
AND MATHIEU NGUDJOLO CHUI**

Public document

**Order extending the time limit for the submission of observations by the
Democratic Republic of the Congo**



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 of Germain Katanga
Mr David Hooper
Mr Andreas O'Shea

Legal Representatives of 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 Mbuyu Anjelani

Counsel for the Defence of Mathieu Ngudjolo Chui
Mr Jean-Pierre Kilenda Kakengi Basila
Mr Jean-Pierre Fofé Djofia Malewa

The Office of Public Counsel for Victims
Ms Paolina Massida

States Representatives
The Government of the Democratic Republic
of the Congo

REGISTRY

Registrar
Ms Silvana Arbia



The Appeals Chamber of the International Criminal Court,

In the appeal of Mr Germain Katanga entitled “Appeal of the Defence for Germain Katanga against the Decision of the Trial Chamber ‘*Motifs de la décision orale relative à l’exception d’irrecevabilité de l’affaire*’” of 22 June 2009 (ICC-01/04-01/07-1234) on the admissibility of the case,

Having before it the “Document in Support of Appeal of the Defence for Germain Katanga against the Decision of the Trial Chamber ‘*Motifs de la décision orale relative à l’exception d’irrecevabilité de l’affaire*’” of 8 July 2009 (ICC-01/04-01/07-1279, hereinafter “Document in Support of the Appeal”), and the “Prosecution’s Response to the Document in Support of Appeal of the Defence for Germain Katanga against the Decision of the Trial Chamber ‘*Motifs de la décision orale relative à l’exception d’irrecevabilité de l’affaire*’” of 31 July 2009 (ICC-01/04-01/07-1346-Conf, hereinafter “Response”),

Having given, on 13 July 2009, “Directions on the submission of observations pursuant to article 19 (3) of the Rome Statute and rule 59 (3) of the Rules of Procedure and Evidence” (ICC-01/04-01/07-1295), directing *inter alia* that the Democratic Republic of the Congo may file observations on the Document in Support of the Appeal and the eventual response thereto within ten days of notification of the Response, and having given, on 31 July 2009, “Further directions on the submission of observations pursuant to article 19 (3) of the Rome Statute and rule 59 (3) of the Rules of Procedure and Evidence” (ICC-01/04-01/07-1348), directing that the time limit for the submission of observations by the Democratic Republic of the Congo should commence with the notification of the translation into French of the Response,

Having before it Annex I to the “Transmission by the Registrar of an email received from the DRC authorities” of 26 August 2009 (ICC-01/04-01/07-1427-Anx1), wherein the Minister of Justice of the Democratic Republic of the Congo requests that the time limit for the submission of observations on the Document in Support of the Appeal and the Response thereto be extended to 1 September 2009,

Pursuant to 35 (2) of the Regulations of the Court,

Issues the following

ORDER

The time limit for the submission of observations by the Democratic Republic of the Congo on the Document in Support of the Appeal and the Response thereto is extended to Tuesday, 1 September 2009, 4pm



Judge Daniel David Ntanda Nsereko
Presiding Judge

Dated this 27th day of August 2009

At The Hague, The Netherlands