

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

TRIAL CHAMBER II

Before: Judge Bruno Cotte, Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Christine Van den Wyngaert

SITUATION IN THE DEMOCRATIC REPUBLIC OF CONGO

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

Public Document

**Decision on Prosecution request for an extension of page limit pursuant to
regulation 37(2) of the Regulations of the Court (ICC-01/04-01/07-1617)**

Decision to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Mr Luis Moreno Ocampo
Ms Fatou Bensouda
Mr Eric MacDonald

Counsel for Germain Katanga

Mr David Hooper
Mr Andreas O'Shea

Counsel for Mathieu Ngudjolo Chui

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

Legal Representatives of the Victims

Mr Fidel Nsita Luvengika
Mr Jean-Louis Gilissen

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

**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 ("Trial Chamber" or "Chamber") of the International Criminal Court ("Court"), in the case of *The Prosecutor v. Germain Katanga and Mathieu Ngudjolo Chui*, in accordance with Regulation 37(2) of the Regulations of the Court ("Regulations"), issues the following decision.

1. On 10 November 2009 the Prosecution filed a request for an extension of page limit pursuant to regulation 37(2) of the Regulations of the Court,¹ for its response to filings submitted by both Defence teams in relation to the admissibility of evidence.²
2. Extensions of page limit requests filed by both Defence teams concerning their filings on the same issue³ have previously been granted by the Chamber, as it considered that the nature of the submissions warranted being presented in sufficient detail.⁴
3. As the Prosecution is requesting an extension of page limit for a response to the abovementioned Defence filings, the Chamber considers this extension equally warranted.

FOR THESE REASONS,

¹ "Prosecution's Request for an Extension of Page Limit for its Response to Germain Katanga's 'Defence Objections to Admissibility in Principal and in Substance' (ICC-01/04-01/07-1558) and Mathieu Ngudjolo Chui's « Requête de la Défense en vue d'obtenir une décision d'irrecevabilité des documents liés ? aux témoins décédés référencés sous les numéros T-167 et T-258 » (ICC-01/04-01/07-1556)", 10 November 2009, ICC-01/04-01/07-1617

² "Requête de la Défense en vue d'obtenir une décision d'irrecevabilité des documents liés aux témoins décédés référencés sous les numéros T-167 et T-258", 23 October 2009, ICC-01/04-01/07-1556; "Defence Objections to Admissibility in Principal and in Substance", 23 October 2009, ICC-01/04-01/07-1558

³ "Requête urgente sollicitant l'extension du nombre de pages conformément à la Norme 37 (2) du Règlement de la Cour pour une requête relative aux témoins décédés 167 et 258", 19 October 2009, ICC-01/04-01/07-1540; "Urgent Defence Application for Extension of Page Limit", 21 October 2009, ICC-01/04-01/07-1549

⁴ "Decision on the urgent request for an extension of page limit pursuant to regulation 37(2) of the Regulations of the Court (ICC-01/04-01/07-1540)", 21 October 2009, ICC-01/04-01/07-1546, par. 4; Decision on the "Urgent Defence Application for Extension of Page Limit" (ICC-01/04-01/07-1549), 22 October 2009, ICC-01/04-01/07-1550, par. 5

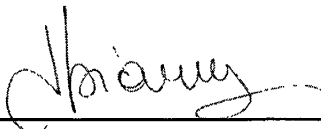
THE CHAMBER,

GRANTS the Prosecution's request for a page limit extension of 20 additional pages pursuant to 37(2) of the Regulations.

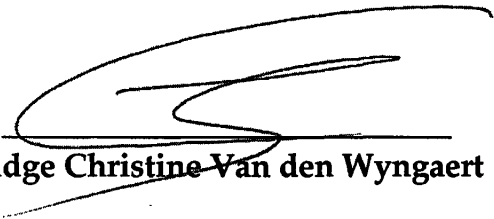
Done in both English and French, the English version being authoritative.



Judge Bruno Cotte
Presiding Judge



Judge Fatoumata Dembele Diarra



Judge Christine Van den Wyngaert

Dated this 12 November 2009

At The Hague, the Netherlands