Cour Pénale Internationale



International Criminal Court

Original: English

No.: ICC-01.04-01/10

Date: 24 May 2011

PRE-TRIAL CHAMBER I

Before:

Judge Sanji Mmasenono Monageng, Single Judge

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

IN THE CASE OF THE PROSECUTOR V. CALLIXTE MBARUSHIMANA

Public Document URGENT

Order Setting a Time Limit for the Response of the Prosecution

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, Prosecutor Mr Fatou Bensouda, Deputy Prosecutor Mr Anton Steynberg, Senior Trial Lawyer Counsel for the Defence

Mr Nicholas Kaufman Ms Yael Vias-Gvirsman

Legal Representatives of the Victims

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 & Deputy Registrar

Ms Silvana Arbia

Defence Support Section

Mr Didier Preira

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations

Section

Other

I, Judge Sanji Mmasenono Monageng, the Single Judge of Pre-Trial Chamber I ("Chamber") of the International Criminal Court ("Court") responsible for carrying out the functions of the Chamber in relation to the case of *The Prosecutor v. Callixte Mbarushimana*;¹

NOTING the "Defence request for a permanent stay of the proceedings" ("Defence Request") filed on 24 May 2011,² wherein the Defence requests that the Chamber order the stay of the proceedings on the basis of an abuse of process;

NOTING regulations 24 and 34 of the Regulations of the Court ("Regulations");

CONSIDERING that regulation 34 of the Regulations gives the Chamber the discretion to order the Prosecution to file a response to a Defence document within a time limit other than the 21 days provided for in regulation 34(b) of the Regulations;

CONSIDERING that in view of the proximity of the date of the confirmation hearing, scheduled to commence on 4 July 2011, it is appropriate to shorten the time limit for the Prosecution's response to the Defence Request;

FOR THESE REASONS

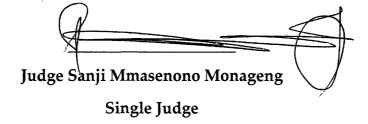
GRANT the Prosecution until Friday, 3 June 2011, at 1600 hours to file its response to the Defence Request.

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¹ Oral Decision of the Chamber, 28 January 2011, ICC-01/04-01/10-T-1-ENG, p.11

² ICC-01/04-01/10-177.

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



Dated this Tuesday, 24 May 2011 At The Hague, The Netherlands