

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/10

Date: 24 June 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

Decision on the Prosecution request for extension of page limit

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
Ms Fatou Bensouda, Deputy Prosecutor

Counsel for the Defence

Mr Nicholas Kaufman
Ms Yael Vias-Gvirsman

Legal Representatives of Victims

Legal Representatives of 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

Counsel Support Section

Deputy Registrar

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 of the International Criminal Court (“Chamber” and “Court” respectively) responsible for carrying out the functions of the Chamber in relation to the case of *The Prosecutor v. Callixte Mbarushimana*;¹

NOTING the “Prosecution’s request for extension of page limit for the Document Containing the Charges” (“Request”), filed on 31 May 2011, wherein the Prosecution seeks an extension of the page limit with respect to the Document Containing the Charges to 50 pages in order to be in a position to present evidence on 12 counts of crimes against humanity and war crimes allegedly committed during a period of almost one year, on the existence of a common plan, as well as on the role and the contribution of the Suspect, based in Europe, to the common plan;²

NOTING regulation 37 of the Regulations of the Court (“Regulations”);

CONSIDERING that regulation 37(2) of the Regulations empowers the Chamber to extend the 20 pages page limit set forth in regulation 37(1) of the Regulations, at the request of a participant, in “exceptional circumstances”;

CONSIDERING that the number and the complexity of the issues, coupled with the number of the counts and the length of the time period during which the crimes were allegedly committed, with respect to which the Prosecution intends to present evidence, may be considered as constituting exceptional circumstances warranting an extension of the page limit;

CONSIDERING that, in light of the foregoing, the requested extension of page limit will enable the Prosecution to properly present the charges;

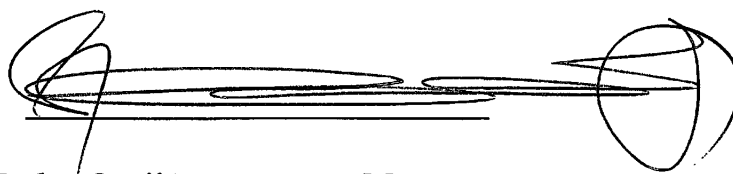
¹ Oral Decision of the Chamber, 28 January 2011, ICC-01/04-01/10-T-1-ENG, p. 11.

² ICC-01/04-01/10-206.

FOR THESE REASONS,

GRANT the Prosecution the extension of the page limit with respect to the Document Containing the Charges to 50 pages.

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

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned above a solid horizontal line.

Judge Sanji Mmasenono Monageng

Single Judge

Dated this Friday, 24 June 2011

At The Hague, The Netherlands