

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No. ICC-01/04-01/06 OA 19

Date: 24 August 2011

THE APPEALS CHAMBER

Before:

Judge Sang-Hyun Song, Presiding Judge

Judge Erkki Kourula

Judge Anita Ušacka

Judge Daniel David Ntanda Nsereko

Judge Sanji Mmasenono Monageng

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

IN THE CASE OF THE PROSECUTOR v. THOMAS LUBANGA DYILO

Confidential

Order

in relation to confidential filings

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

The Office of the Prosecutor

Ms Fatou Bensouda, Deputy Prosecutor
Mr Fabricio Guariglia

Counsel for the Defence

Ms Catherine Mabile
Mr Jean-Marie Biju-Duval

States Representatives

Ms Liesbeth Lijnzaad, the Kingdom of the
Netherlands

REGISTRY

Registrar

Ms Silvana Arbia

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The Appeals Chamber of the International Criminal Court,

Having before it the “Urgent Request for Directions” of 17 August 2011 (ICC-01/04-01/06-2788-Conf),

Pursuant to regulation 28 of the Regulations of the Court,


And in order for the Appeals Chamber to determine what information, if any, in the two filings referred to below should be kept confidential,

Issues the following

ORDER

1. The Kingdom of the Netherlands is ordered to indicate by 25 August 2011 the factual and legal basis for filing as confidential the “Urgent Request for Directions” (ICC-01/04-01/06-2788-Conf) as required by regulation 23 *bis* (1) of the Regulations of the Court.
2. The Prosecutor is ordered to indicate by 25 August 2011 the factual and legal basis for filing as confidential the “Prosecutor’s Response to the Government of the Kingdom of the Netherlands ‘Urgent Request for Directions’” (ICC-01/04-01/06-2792-Conf) as required by regulation 23 *bis* (1) of the Regulations of the Court.

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


Judge Sang-Hyun Song
Presiding Judge

Dated this 24th day of August 2011

At The Hague, The Netherlands

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