



Original: **French**

No.: **ICC-01/04-01/07**

Date: **2 March 2012**

**TRIAL CHAMBER II**

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

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO**

**IN THE CASE OF  
THE PROSECUTOR**

***v. GERMAIN KATANGA AND MATHIEU NGUDJOLO CHUI***

**Public Document**

**Decision on the arrangements for the filing of observations by the parties and  
participants on the judgment handed down in *Lubanga***

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

**Office of the Prosecutor**

Mr Luis Moreno Ocampo, Prosecutor  
Mr Éric MacDonald, Senior Trial Lawyer

**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 Victims**

Mr Jean-Louis Gilissen  
Mr Fidel Nsita Luvengika

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparations**

**Office of Public Counsel for Victims**

**Office of Public Counsel for the  
Defence**

**States' Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

**Trial Chamber II** of the International Criminal Court (“the Chamber” and “the Court”, respectively), acting pursuant to article 64 of the Rome Statute (“the Statute”) and regulations 37(1) and 54 of the Regulations of the Court, decides the following.

**NOTING** the decision amending the arrangements for the filing of the written submissions dated 14 February 2012,<sup>1</sup> in which the Chamber stated that, once the date on which the *Lubanga* judgment would be handed down was known, it would inform the parties and participants of the form in which they might make such observations in regard to the judgment as they might feel necessary;

**NOTING** the scheduling order issued by the Trial Chamber in *Lubanga*,<sup>2</sup> stating that it will hand down its decision pursuant to article 74 of the Statute on 14 March 2012;

**CONSIDERING**, therefore, that it is appropriate to determine the arrangements for the filing of any further observations with due regard for ensuring fair and expeditious proceedings;

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<sup>1</sup> *Decision amending the arrangements for the filing of the written submissions*, ICC-01/04-01/07-3238-tENG.

<sup>2</sup> Trial Chamber I, *Order scheduling the delivery of the Decision pursuant to Article 74 of the Rome Statute*, ICC-01/04-01/06-2839.

**FOR THESE REASONS, THE CHAMBER**

**INVITES** the Prosecutor and the Legal Representatives of Victims to file any written observations they deem necessary arising from the *Lubanga* judgment by 4 p.m. on 22 March 2012; and

**INVITES** the two Defence teams to include, as appropriate, their own observations in their respective closing briefs and, to this end, **DECIDES** to increase the length of their briefs by 20 pages.

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

[signed]

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**Judge Bruno Cotte**  
**Presiding Judge**

[signed]

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**Judge Fatoumata Dembele Diarra**

[signed]

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**Judge Christine Van den Wyngaert**

Dated this 2 March 2012

At The Hague, The Netherlands