

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No. ICC-01/04-02/12 OA

Date: 19 December 2012

THE APPEALS CHAMBER

Before:

Judge Sang-Hyun Song, Presiding Judge

Judge Sanji Mmasenono Monageng

Judge Cuno Tarfusser

Judge Erkki Kourula

Judge Ekaterina Trendafilova

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

IN THE CASE OF THE PROSECUTOR v. MATHIEU NGUDJOLO CHUI

Public document

Order

**on the filing of a response to the request of the Prosecutor of 19 December 2012
for suspensive effect**



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

The Office of the Prosecutor
Ms Fatou Bensouda, Prosecutor
Mr Fabricio Guariglia

Counsel for the Defence
Mr Jean-Pierre Kilenda Kakengi Basila
Mr Jean-Pierre Fofé Djofia Malewa

REGISTRY

Registrar
Ms Silvana Arbia

No: **ICC-01/04-02/12 OA**

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The Appeals Chamber of the International Criminal Court,

In the appeal of the Prosecutor against the oral decision of Trial Chamber II pursuant to article 81 (3) (c) (i) of the Statute of 18 December 2012 (ICC-01/04-02/12-T-3-FRA),

Having before it the “Prosecution’s Appeal against Trial Chamber II’s oral decision to release Mathieu Ngudjolo and Urgent Application for Suspensive Effect” of 19 December 2012 (ICC-01/04-02/12-5), in which a request for suspensive effect is made,


Pursuant to regulation 34 of the Regulations of the Court,

Issues the following

ORDER

Mr Mathieu Ngudjolo Chui may respond to the Prosecutor’s request for suspensive effect by 10h00 on 20 December 2012.

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



Judge Sanji Mmasenono Monageng
On behalf of the Presiding Judge

Dated this 19th day of December 2012

At The Hague, The Netherlands