

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

**Original: English**

**No. ICC-01/04-01/06 A 4 A 5 A 6**

**Date: 10 April 2014**

**THE APPEALS CHAMBER**

**Before:**  
**Judge Erkki Kourula, Presiding Judge**  
**Judge Sang-Hyun Song**  
**Judge Sanji Mmasenono Monageng**  
**Judge Anita Ušacka**  
**Judge Ekaterina Trendafilova**

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

**IN THE CASE OF THE PROSECUTOR v. THOMAS LUBANGA DYILO**

**Public document**

**Order postponing the hearing before the Appeals Chamber**

No: **ICC-01/04-01/06 A 4 A 5 A 6**

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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, Prosecutor  
Ms Helen Brady

**Counsel for the Defence**  
Ms Catherine Mabile  
Mr Jean-Marie Biju-Duval

**Legal Representatives of Victims V01**  
Mr Luc Walley  
Mr Franck Mulenda

**Legal Representatives of Victims V02**  
Ms Carine Bapita Buyangandu  
Mr Paul Kabongo Tshibangu  
Mr Joseph Keta Orwinyo

**REGISTRY**

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**Registrar**  
Mr Herman von Hebel



The Appeals Chamber of the International Criminal Court,

In the appeal of Mr Thomas Lubanga Dyilo against Trial Chamber I's decision entitled "Judgment pursuant to Article 74 of the Statute" of 14 March 2012 (ICC-01/04-01/06-2842),

In the appeals of Mr Thomas Lubanga Dyilo and the Prosecutor against the decision of Trial Chamber I entitled "Decision on Sentence pursuant to Article 76 of the Statute" of 10 July 2012 (ICC-01/04-01/06-2901),

Recalling the "Scheduling order for a hearing before the Appeals Chamber" of 21 March 2014 (ICC-01/04-01/06-3067), in which the Appeals Chamber: 1) announced that a hearing would be held on Monday, 14 April 2014, and Tuesday, 15 April 2014, for the purposes of hearing the testimony of witnesses D-0040 and D-0041, as well as to receive submissions and observations by the parties and participants, and 2) instructed the Registrar to make all the necessary arrangements for the hearing of the two witnesses and to inform the Appeals Chamber immediately if any difficulties were encountered that could affect the announced hearing schedule,

Noting the "Registry report to the Appeals Chamber in compliance with ICC-01/04-01/06-3067", filed on 1 April 2014 and registered on 2 April 2014 (ICC-01/04-01/06-3075), in which the Registrar informed the Appeals Chamber that, for various logistical reasons, the "scheduled dates of 14 and 15 April are not attainable" for the purpose of hearing the two witnesses,

*Issues* the following

## SCHEDULING ORDER

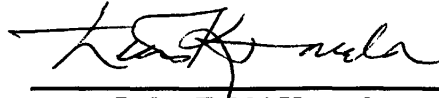
The hearing before the Appeals Chamber scheduled for 14 and 15 April 2014 is cancelled. The Appeals Chamber will issue an order rescheduling the hearing shortly.

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



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**Judge Erkki Kourula**  
**Presiding Judge**

Dated this 10<sup>th</sup> day of April 2014

At The Hague, The Netherlands