



Original: **French**

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

Date: **3 March 2017**

TRIAL CHAMBER II

Before: Judge Marc Perrin de Brichambaut, Presiding Judge
Judge Olga Herrera Carbuccion
Judge Péter Kovács

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
*THE PROSECUTOR v. GERMAIN KATANGA***

Public Document

**Order Setting a Deadline for the Submission of Observations on the Application
by the Common Legal Representative of Victims of 2 March 2017**

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

Office of the Prosecutor

Counsel for Germain Katanga

Mr David Hooper

Ms Caroline Buisman

Legal Representatives of Victims

Mr Fidel Nsita Luvengika

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

States' Representatives

**Office of Public Counsel for the
Defence**

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Mr Philipp Ambach

Other

Mr Pieter de Baan

TRIAL CHAMBER II (“Chamber”) of the International Criminal Court, acting pursuant to article 75 of the Rome Statute (“Statute”), hereby orders as follows:

I. Background

1. On 2 March 2017, the Common Legal Representative of Victims (“Legal Representative”) filed an application for resumption of action brought by Applicant a/0142/08.¹ (“Application for Resumption of Action”). The Legal Representative also informed the Chamber of the death of four applicants for reparations.²

2. The Chamber considers that, since it will pronounce the order for reparations pursuant to article 75(2) of the Statute on 24 March 2017³ and that the concerns raised by the Legal Representative could affect such an order, it would be proper to set a deadline for the Defence for Germain Katanga (“Defence”) to submit observations on the Application for Resumption of Action.

¹ “*Demande de reprise de l’action introduite par la victime a/0142/08 et informations relatives à la situation de certaines victimes*”, 2 March 2017, ICC-01/04-01/07-3725-Conf, and one confidential annex, *ex parte* Victims Participation and Reparations Section and the Legal Representative. A public redacted version of the Application for Resumption of Action and a confidential redacted version of the annex were filed on the same day.

² Application for Resumption of Action, para. 16.

³ “Decision setting the Date for the Pronouncement of the Order for Reparations”, 22 February 2017, ICC-01/04-01/07-3724-tENG.

FOR THESE REASONS, the Chamber,

INSTRUCTS the Defence to submit observations on the Application for Resumption of Action by 8 March 2017.

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

[signed]

**Judge Marc Perrin de Brichambaut
Presiding Judge**

[signed]

Judge Olga Herrera Carbuccion

[signed]

Judge Péter Kovács

Dated this 3 March 2017

At The Hague, Netherlands