

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **French**

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

Date: **4 February 2020**

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***

Confidential

**Decision on the “*Recours du Représentant légal contre la décision du Greffe notifiée
en date du 13 décembre 2019 et relative à l’aide légale*” of 23 December 2019**

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

Legal Representatives of Victims

Mr Fidel Nsita Luvengika

Counsel for the Defence of Germain

Katanga

Office of Public Counsel for Victims

Trust Fund for Victims

REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Mr Esteban Peralta Losilla

Victims and Witnesses Section

Detention Section

**Victims Participation and Reparations
Section**

TRIAL CHAMBER II ("Chamber") of the International Criminal Court hereby decides the following.

1. On 23 December 2019, the Legal Representative of Victims ("Legal Representative") submitted an application to the Chamber pursuant to regulation 83 of the Regulations of the Court and regulations 133 and 135 of the Regulations of the Registry for review of a Registry decision of 13 December 2019 requiring the Legal Representative's legal assistant to bear the cost of a cancelled flight ticket ("Legal Representative's Application of 23 December 2019" or "Application").¹
2. On 15 January 2020, the Registry submitted observations on the Legal Representative's Application of 23 December 2019 ("Registry's Observations of 15 January 2020") in which it explained that in a meeting between the parties on 14 January 2020 a solution to the matter raised by the Legal Representative had been found.² The Registry stated that it had been agreed that the flight costs would not be deducted from the remuneration of the legal assistant but from the mission budget of the Legal Representative's team.³
3. On 24 January 2020, the Legal Representative informed the Chamber via email that its Application was no longer relevant and that it would not apply for leave to file a reply to the Registry's Observations of 15 January 2020.⁴
4. In the light of the foregoing, the Chamber, concurring with the Legal Representative, finds that the Application is no longer relevant and that it is therefore not necessary to examine further the arguments of the Legal Representative and of the Registry on the merits of the Application.

¹ "Recours du Représentant légal contre la décision du Greffe notifiée en date du 13 décembre 2019 et relative à l'aide légale", 23 December 2019, ICC-01/04-01/07-3847-Conf and six confidential annexes.

² "Registry's observations on 'Recours du Représentant légal contre la décision du Greffe notifiée en date du 13 décembre 2019 et relative à l'aide légale' (ICC-01/04-01/07-3847-Conf, 23 December 2019)", 15 January 2020, ICC-01/04-01/07-3849-Conf-Exp and 16 confidential annexes.

³ Registry's Observations of 15 January 2020, para. 19.

⁴ Email to the Chamber, 24 January 2020 at 11.15.

FOR THESE REASONS, the Chamber

DECLARES that the Legal Representative's Application of 23 December 2019 is dismissed as no longer relevant.

Done in 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 4 February 2020,

At The Hague, Netherlands