

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **French**

No.: ICC-02/04-01/05
Date: 22 September 2006

PRE-TRIAL CHAMBER II

Before: Judge Fatoumata Dembele Diarra, Single Judge

Registrar: Mr Bruno Cathala

**SITUATION IN UGANDA
IN THE CASE OF
*THE PROSECUTOR v. JOSEPH KONY, VINCENT OTTI, RASKA LUKWIYA,
OKOT ODHIAMBO AND DOMINIC ONGWEN***

Under Seal

Ex parte, only available to the Prosecution

**Request for leave to file new submissions on the unsealing of certain documents
in the record both of the situation and of the case in light of proposals made by
the Office of the Prosecutor**

The Office of the Prosecutor

Mr Luis Moreno Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Ms Christine Chung, Senior Trial Lawyer
Mr Eric Macdonald, Trial Lawyer

The Registrar of the International Criminal Court ("the Court");

NOTING the "Prosecutor's Submission of Information on Further Unsealing of Documents of the Record";¹

NOTING the *Order of the Single Judge of Pre-Trial II to the Victims and Witnesses Unit to submit observations on the unsealing of certain documents in the record both of the situation and of the case* dated 29 August 2006;²

NOTING the "Observations of the Registrar on the Prosecutor's Request for the disclosure of certain sealed documents on record in the situation in Uganda" dated 13 September 2006;³

NOTING the "Submission by the Registrar on Clarifications and Corrigendum related to the filing of 13 September 2006 on the Prosecutor's Request for the disclosure of certain sealed documents on Record in the situation in Uganda";⁴

NOTING the "Prosecutor's Application For Guidance from the Single Judge Regarding the OTP and VWU Proposals to Unseal" dated 19 September 2006;⁵

NOTING articles 68(4) and 43(6) of the Rome Statute;

CONSIDERING that, at the time of the initial filing by the Victims and Witnesses Unit, a clerical error resulted in the VWU's working with versions of the documents which had not been redacted by the Office of the Prosecutor,⁶ contrary to the Chamber's directions in the operative part of its order;

¹ ICC-02/04-01/05-83-US-Exp-AnxABC.

² ICC-02/04-01/05-107-US-Exp-tENG.

³ ICC-02/04-01/05-110-US-Exp.

⁴ ICC-02/04-01/05-112-US-Exp.

⁵ ICC-02/04-01/05-113-US-Exp.

⁶ ICC-02/04-01/05-83-US-Exp-AnxABC (as corrected in the Prosecutor's Application of 19 September 2006, *supra* 5, footnote 4).

REQUESTS the Single Judge to grant leave to the Victims and Witnesses Unit to file new submissions in light of the redactions made by the Office of the Prosecutor;

REQUESTS the Single Judge to grant it a new time limit, similar to the one granted in its 29 August order.

[signed]

**On behalf of the Registrar
Marc Dubuisson
Director
Division of Court Services**

Dated this Friday, 22 September 2006

At The Hague, The Netherlands