

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No: ICC-01/04-01/06

Date: 31 August 2006

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Single Judge

Registrar: Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
v. THOMAS LUBANGA DYILO**

Public Redacted Version

Decision on the Supplementary Agenda of the Hearing of 1 September 2006

The Office of the Prosecutor

Mr Luis Moreno Ocampo

Ms Fatou Bensouda

Mr Ekkehard Withopf

Counsel for the Defence

Mr Jean Flamme

Ms Véronique Pandanzyla

**Legal Representatives of Victims a/0001/06
to a/0003/06**

Mr Luc Walley

Mr Franck Mulenda

Office of Public Counsel for the Defence

Ms Melinda Taylor

I, Judge Sylvia Steiner, judge at the International Criminal Court ("the Court");

NOTING the "Decision on the Agenda of the Hearing of 1 September 2006" ("the Decision"),¹ issued by the single judge on 30 August 2006, in which an agenda for the hearing of 1 September 2006 concerning the Prosecution First Request of 21 August 2006,² the Prosecution Second Request of 23 August 2006,³ the Prosecution Third Request of 28 August 2006,⁴ the Prosecution Fourth Request of 28 August 2006⁵ and the Prosecution Fifth Request of 29 August 2006⁶ was set out;

NOTING the "Prosecution Application's Application pursuant to Rules 81 (2) and 81 (4)" ("the Prosecution Sixth Request"),⁷ filed by the Prosecution on 30 August 2006, and the corrigendum to Annexes 1 to 5 of the Prosecution Sixth Request filed by the Prosecution on 31 August 2006, whereby the Prosecution requests authorization for redactions to the transcript of interviews of certain witnesses for which the Prosecution had already requested the non-disclosure of their identity;

CONSIDERING that the Decision states that a supplementary agenda of the hearing of 1 September 2006 would be issued today;

FOR THESE REASONS

¹ ICC-01/04-01/06-368-Conf-Exp.

² ICC-01/04-01/06-341-Conf.

³ ICC-01/04-01/06-347-Conf.

⁴ ICC-01/04-01/06-357-Conf.

⁵ ICC-01/04-01/06-358-Conf.

⁶ ICC-01/04-01/06-363-Conf-Exp.

⁷ ICC-01/04-01/06-367-Conf-Exp.

DECIDE to issue the supplementary agenda of the hearing of 1 September 2006 set out in Annex I to this decision;

CONVENE an *ex parte* hearing with the Prosecution and the representatives of the Victims and Witnesses Unit in closed session on Monday 4 September 2006 at 11h00.

DECIDE that Annexes 15, 16 and 19 of the Prosecution Fourth Request and all annexes of the Prosecution Sixth Request except for Annex 1 (DRC-OTP-0147-0201) and Annex 5 (DRC-OTP-0133-0003) shall be dealt with in the hearing scheduled for Monday 4 September 2006.

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



Judge Sylvia Steiner
Single Judge

Dated this Thursday 31 August 2006

At The Hague

The Netherlands

ANNEX I : SUPPLEMENTARY AGENDA FOR THE HEARING OF 1 SEPTEMBER 2006⁸

IN RELATION TO ITEM 2 OF THE AGENDA IN THE DECISION REFERRING TO THE PROSECUTION FIFTH REQUEST OF 29 AUGUST 2006:

REDACTED

IN RELATION TO ITEM 5 OF THE AGENDA CONTAINED IN THE DECISION WHICH REFERS TO THE PROSECUTION FOURTH REQUEST OF 28 AUGUST 2006:

REDACTED

NEW ITEM SIX OF THE AGENDA OF THE HEARING OF 1 SEPTEMBER 2006 CONCERNING THE PROSECUTION SIXTH REQUEST OF 30 AND 31 AUGUST 2006

REDACTED

⁸ All page numbers used in this agenda are those given by the Registry upon the registration of the relevant documents in the record of the case.