

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-01/04-01/06

Date: 10 October 2006

THE APPEALS CHAMBER

Before:
Judge Philippe Kirsch
Judge Erkki Kourula
Judge Navanethem Pillay
Judge Sang-Hyun Song
Judge Georgios M. Pikis

Registrar: Mr Bruno Cathala

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

Public

Prosecution's Response to Application for an Extension of Time

The Office of the Prosecutor
Mr Luis Moreno-Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Ekkehard Withopf, Senior Trial Lawyer
Mr Fabricio Guariglia, Senior Appeals Counsel

Counsel for the Defence
Mr Jean Flamme
Ms Véronique Pandanzyla

**Office of Public Counsel for the
Defence**
Ms Melinda Taylor

Procedural History

1. On 15 September 2006, the Single Judge issued the "First Decision on the Prosecution Requests and Amended Requests for Redactions under Rule 81".¹
2. On 21 September 2006, Counsel for Thomas Lubanga Dyilo filed a document entitled "Request for Leave to Appeal the First Decision on the Prosecution's Requests and Amended Requests for redactions Under Rule 81".²
3. On 28 September 2006, the Single Judge granted leave to appeal in respect of three issues.³
4. On 9 October 2006, the Appellant filed a "Request for Extension of Time", requesting that the deadline for the filing of the document in support of appeal be extended until "no later than 10am 10 October 2006".⁴

Discussion

5. In view of the reasons given,⁵ and the short extension requested, the Prosecution does not oppose the application for an extension of time.



Luis Moreno-Ocampo
Prosecutor

Dated this 10th day of October 2006
At The Hague, The Netherlands

¹ ICC-01/04-01/06-437.

² ICC-01/04-01/06-456.

³ Decision on Second Defence Motion for Leave to Appeal, ICC-01/04-01/06-489.

⁴ ICC-01/04-01/06-533 OA5 ("the Request").

⁵ See in particular Request, paras. 4-6.