



Original : English

No.: ICC-02/05
Date: 8 June 2007

PRE-TRIAL CHAMBER I

Before: Judge Akua Kuenyehia, Presiding Judge
Judge Claude Jorda
Judge Sylvia Steiner

Registrar: Mr Bruno Cathala

SITUATION IN DARFUR, SUDAN

Public Document

Request for an Extension of Page Limit

The Office of the Prosecutor

Mr. Luis Moreno-Ocampo, Prosecutor
Ms. Fatou Bensouda, Deputy Prosecutor

**Office of Public Counsel for
Defence**

Mr. Xavier-Jean Keïta

Legal Representatives of the Applicants

Ms. Wanda Akin
Mr. Raymond Brown

1. On 23 May 2007, the Honourable Pre-Trial Chamber issued a decision, which authorised the filing of 5 applications to be recognised as victims in the record of the Sudan situation, and granted the Prosecution and the Office of Public Counsel for Defence (OPCD) the right to respond to these applications 15 days from notification.¹
2. The OPCD received the applications on 23 May 2007. Pursuant to regulation 33(1) of the Regulations of the Court, the response is due on Friday 8 June 2007, at 4pm.
3. Regulation 37 further provides that the page limit for any document filed with the Registry shall not exceed 20 pages, unless otherwise provided, or so ordered by the Chamber.
4. The Office of Public Counsel for Defence (OPCD) respectfully requests the authorisation of the Chamber to file a response of 25 pages (not including the cover-page) for the following reasons.
5. Firstly, the present proceedings concern the first adjudication of victim participation in the situation of Sudan. Accordingly, there are questions of law and fact which uniquely arise from the Sudan situation, which need to be addressed in conjunction with these applications in order to ensure that all relevant issues are brought to the attention of the Chamber.
6. Secondly, the OPCD intends to address procedural issues arising from correspondence with the Prosecution and the legal representatives of the applicants. The OPCD could address these issues (and the OPCD's request for attendant relief) in a separate motion. However, since these issues are also directly relevant to the admissibility of the applications, the OPCD submits that it would be more coherent and in the interests of judicial economy to address these issues in conjunction with its observations on the applications.
7. Thirdly, it is the intention of the OPCD to file a confidential response, and to subsequently redact any confidential material, so that it is in a position to file a public version which does not in any way disclose sensitive or confidential information pertaining to the applicants. Nonetheless, in order to preserve the coherence of the redacted portions of the response for the public, it is necessary to duplicate some arguments or information (which is replicated in the confidential sections).

¹ Decision authorising the filing of observations on applications for participation in the proceedings a/0011/06 to a/0015/06 ICC-02/05-74

Relief Sought:

8. For the reasons outlined above, the OPCD respectfully requests the authorisation of the Honourable Pre-Trial Chamber to file a response of 25 pages (not including the coverpage).



Xavier-Jean Keïta
Principal Counsel of the OPCD

Dated this 8th day of June, 2007

At The Hague