

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No: ICC-01/04-01/07
Date: 21 December 2007

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Single Judge

Registrar: Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF CONGO
IN THE CASE OF
THE PROSECUTOR *v.* GERMAIN KATANGA**

**PUBLIC
URGENT**

**Decision on the Starting date of the Timelimit provided for in Rule 155 of the
Rules in relation to the Decisions Issued on 21 December 2007**

The Office of the Prosecutor

Mr Luis Moreno Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Éric MacDonald, Trial Lawyer
Mrs. Florence Darques-Lane, Legal
Adviser

Counsel for the Defence

Mr. David Hooper
Mrs. Caroline Buisman

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

NOTING the several decisions issued by the Single Judge on Friday 21 December 2007;

NOTING the Decision on the Prosecution's Urgent Application for Extension of Time to File Document in Support of Appeal, (“The Appeals Chamber Decision of 18 December 2007”), issued by the Appeals Chamber on 18 December 2007;¹

NOTING article 82(1)(d) of the Rome Statute (“the Statute”), rules 155 of the Rules of Procedure and Evidence (“the Rules”), and regulations 33, 34 and 65 of the Regulations of the Court (“the Regulations”);

CONSIDERING that, according to rule 155 of the Rules, the parties have five days to file a request for leave to appeal against the decisions of the Pre-Trial Chamber; that, in relation to the several decisions issued by the Single Judge on 21 December 2007, this time limit will be running during the week of 24 December 2007; and that this week falls within the period of Court recess;

CONSIDERING that, according to the Appeals Chamber, “the three week Court recess does not generally constitute a suspension of judicial activity”,²

CONSIDERING nevertheless that the Appeals Chamber in its decision of 18 December 2007 has highlighted in relation to the week of 24 December 2007 that:

¹ ICC-01/04-01/07-115.

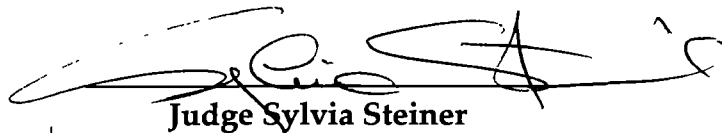
² ICC-01/04-01/07-115, para.9.

"This week is unusual in that, over and above the fact that it falls during the three week Court recess, it comprises two public holidays and special days of leave. On that basis, the Appeals Chamber regards it as appropriate to extend the prescribed time limits to take those factors into account".³

FOR THESE REASONS

DECIDE that, in relation to the several decisions issued on 21 December 2007, the five day time-limit provided for in rule 155 of the Rules shall start running from Monday 31 December 2007.

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



Judge Sylvia Steiner
Single Judge

Dated this Friday 21 December 2007

At The Hague (The Netherlands)

³ ICC-01/04-01/07-115, para.6.