

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-01/04-01/07
Date: 22 February 2008

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. GERMAIN KATANGA**

Public Document

Public note of document ICC-01/04-01/07-10-Conf-Exp

The Office of the Prosecutor

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

Counsel for the Defence

Mr. David Hooper
Mr. Göran Sluiter
Ms. Caroline Buisman

THE REGISTRAR of the International Criminal Court (the “Court”);

NOTING the “*Warrant of Arrest for Germain Katanga*”, issued by Pre-Trial Chamber I (“the Chamber”) on 2 July 2007¹ (“the Warrant of Arrest”);

NOTING the “*Order on the execution of the warrant of arrest for Germain Katanga*” issued by the Chamber on 2 July 2007² (“the Order”);

NOTING the “*Rapport du Greffier quant à la mise en œuvre de la demande d’arrestation et de remise de Germain Katanga*” (the “Report”) issued on 11 July 2007³ ;

NOTING the Single Judge’s decision of 5 November 2007 to reclassify as confidential and “ex parte Prosecution only” the document ICC-01/04-01/07-10-US-Exp submitted by the Registrar⁴;

NOTING the Single Judge’s “Decision to unseal and reclassify certain documents in the record of the case against Germain Katanga” on 20 February 2008⁵;

NOTING regulations 23 bis and 24 bis of the Regulations of the Court;

CONSIDERING that, at the time of the issuance of the Report, the warrant of arrest against Germain Katanga was still underseal;

¹ ICC-01/04-01/07-1-US-tENG, reclassified as PUBLIC pursuant to decision ICC-01/04-01/07-24.

² ICC-01/04-01/07-2-US-tENG, reclassified as CONFIDENTIAL pursuant to decision ICC-01/04-01/07-211.

³ ICC-01/04-01/07-10-US-Exp, reclassified as CONFIDENTIAL and “Ex parte Prosecution only” pursuant to decision ICC-01/04-01/07-53.

⁴ ICC-01/04-01/07-53

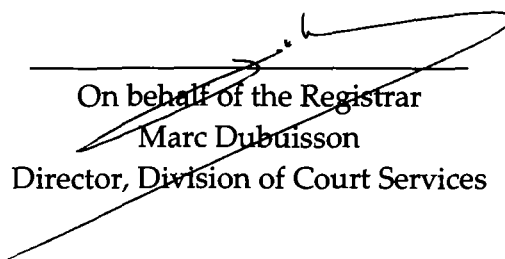
⁵ ICC-01/04-01/07-211

CONSIDERING that the Report informs the Chamber of the developments in regards to the execution of the Order;

SUBMITS the following public note:

1. On 11 July 2007, the Registrar filed the Report marked as underseal *ex parte* available to the Prosecution only;

2. The document was registered under the number ICC-01/04-01/07-10-US-Exp and has, pursuant to decision ICC-01/04-01/07-53 and after the arrival of Mr. Katanga to The Hague, been reclassified as confidential "*ex parte* Prosecution only" under ICC-01/04-01/07-10-Conf-Exp.



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

Dated this 22 February 2008

At The Hague, The Netherlands.