



Original : English

No.: ICC-01/04-01/07
Date: 25 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

Public note of document ICC-01/04-01/07-12-Conf-Exp

The Office of the Prosecutor

Mr Luis Moreno Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Éric MacDonald, Trial Lawyer

Counsel for the Defence

Mr David Hopper
Mr Göran Sluiter
Ms Caroline Buisman

The Registrar of the International Criminal Court (the Court);

NOTING the “Decision Convening a Hearing on 18 February 2008”¹ and the *ex parte* hearing held on 18 February 2008 with the Prosecution and the representatives of the Registry;

NOTING the Single Judge’s “Decision to unseal and reclassify certain documents in the record of the case against Germain Katanga” of 20 February 2008²;

NOTING Rule 18(a) of the Rules of Procedure and Evidence and Regulations^{23bis} of the Regulations of the Court;

CONSIDERING that the Single Judge decided to unseal document ICC-01/04-01/07-12-US-Exp and that this document shall be reclassified as confidential and “*ex parte*, Prosecution only”³;

CONSIDERING that the Single Judge further decided that the Registrar shall file by Monday 25 February 2008 a public note explaining the general nature of document ICC-01/04-01/07-12-US-Exp⁴;

CONSIDERING that on 27 July 2007, the Registrar filed a document registered under seal, *ex parte* available to the Prosecution only and that this document was registered under the case number ICC-01/04-01/07-12-US-Exp;

¹ ICC-01/04-01/07-197.

² ICC-01/04-01/07-211.

³ *Ibid.*, pages 3 and 5.

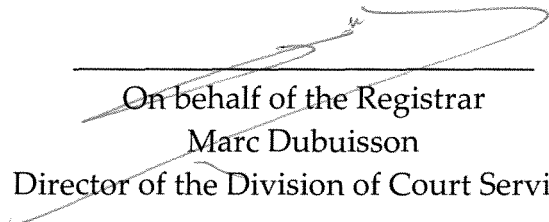
⁴ *Ibid.*, page 9.

CONSIDERING that the document has been reclassified as ICC-01/04-01/07-12-Conf-Exp, only available to the Prosecution, pursuant to the Single Judge's decision;

CONSIDERING that the document contains information related to the loss of Court property;

SUBMITS that

1. Document ICC-01/04-01/07-12-Conf-Exp contains information related to the loss of Court property.



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

Dated this 25 February 2008

At The Hague, The Netherlands