

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-02/07

Date: 6 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.* MATHIEU NGUDJOLO CHUI**

Under seal
Ex parte only available to the Prosecution
URGENT

Decision convening a hearing on 6 February 2008

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

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

NOTING the warrant of arrest for Mathieu Ngudjolo Chui issued by Pre-trial Chamber I on 6 July 2007;¹

NOTING the “Urgent Request for the Scheduling of an *Ex Parte* Hearing to Discuss Issues relevant to the Transfer of Mathieu NGUDJOLO” (“the Prosecution Request”) filed on 6 February 2008 by which the Prosecution requests the Single Judge to convene an urgent *ex parte* hearing with the Prosecution and the Registry in order to discuss:

- (i) the modalities of unsealing the warrant of arrest for Mathieu Ngudjolo Chui; and
- (ii) a temporary segregation of Mathieu Ngudjolo Chui in order to prohibit contacts between him and Germain Katanga;²

NOTING articles 57(3)(c), 67(1) and 68(1) of the Rome Statute, rule 88(4) of the Rules of Procedure and Evidence, and regulations 8(c), 101(2) and 101(3) of the Regulations of the Court;

CONSIDERING that, according to the Prosecution, the transfer of Mathieu Ngudjolo Chui could take place this evening, 6 February 2008;

CONSIDERING that the questions raised in the Prosecution Request shall be discussed in an *ex parte* hearing and in closed session with the Prosecution and a representative of the Registry and of the Detention Unit;

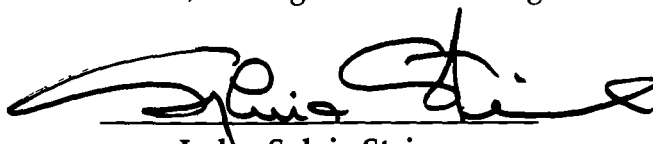
¹ ICC-01/04-02/07-1-US.

² ICC-01/04-02/07-8-US-Exp.

FOR THESE REASONS

DECIDE to convene an *ex parte* hearing, in closed session, with the Prosecution, a representative of the Registry and of the Detention Unit, on Wednesday 6 February 2008 at 16h00.

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



Judge Sylvia Steiner
Single Judge

Dated this Wednesday 6 February 2008

At The Hague

The Netherlands