

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-01/04-01/06

Date: 18 March 2008

TRIAL CHAMBER I

Before: Judge Adrian Fulford, Presiding Judge
Judge Elizabeth Odio Benito
Judge René Blattmann

Registrar: Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
*v. THOMAS LUBANGA DYILO***

Public Document

**Submission of the Observations of the Special Representative of the Secretary
General of the United Nations for Children and Armed Conflict pursuant to Rule
103 of the Rules of Procedure and Evidence**

The Office of the Prosecutor

Mr. Luis Moreno Ocampo, Prosecutor
Ms. Fatou Bensouda, Deputy Prosecutor
Mr. Ekkehard Withopf, Senior Trial
Attorney

Legal Representatives of Victims

a/0001/06 to a/0003/06 and a/0105/06
Mr. Luc Walley
Mr. Franck Mulenda
Ms. Carine Bapita Buyangandu

Counsel for the Defense

Ms. Catherine Mabile
Mr. Jean-Marie Biju-Duval

Others

Ms. Radhika Coomaraswamy, Special
Representative of the Secretary General
for Children and Armed Conflict
Mr. Jaap E. Doek, Professor of Law

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

NOTING Rule 103 of the Rules of Procedure and Evidence;

NOTING Regulation 24 *bis* of the Regulations of the Court;

NOTING the submission of the Registrar of correspondence received within the context of Rule 103 of the Rules of Procedure and Evidence (“the Submission”) dated 4 January 2008;¹

NOTING the Prosecution’s response to the Submission dated 23 January 2008;²

NOTING the Defence response to the Submission dated 28 January 2008;³

NOTING the Decision⁴ of Trial Chamber I (“the Decision”) inviting observations from the Special Representative of the Secretary General of the United Nations for Children and Armed Conflict (“the Special Representative”);

CONSIDERING that a hard copy of the Special Representative’s preliminary submission (“the preliminary submission”) was delivered in person to the ICC Registry in the afternoon of 17 March 2008 by Professor Jaap Doek;

¹ ICC-01/04-01/06-1105-Conf.

² ICC-01/04-01/06-1126-Conf.

³ ICC-01/04-01/06-1137-Conf.

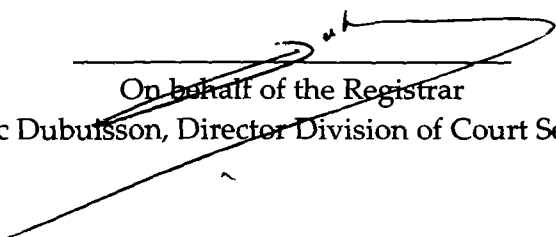
⁴ ICC-01/04-01/06-1175.

CONSIDERING that a signed electronic copy of the Special Representative's submission ("the Electronic Submission") was sent to the Registry in the afternoon of 17 March 2008 after the personal delivery of the Preliminary Submission;

FURTHER CONSIDERING that in a letter to the Registrar ("The Letter") attached to the Electronic Submission, the Special Representative specifies that in view of some minor changes made to the Preliminary Submission, it is the Electronic Submission which should be considered the final submission;

RESPECTUFLY SUBMITS for the attention of the Chamber the following documents:

- a) The Electronic (final) Submission of the Special Representative in application of Rule 103 of the Rules of Procedures and Evidence, attached as Annex A hereto;
- b) The Letter to the Registrar appended to the Electronic Submission, attached as Annex B hereto.


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

Dated this 18 March 2008

At The Hague, The Netherlands