

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 4 April 2008

TRIAL CHAMBER I

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

**SITUATION IN THE DEMOCRATIC REPUBLIC OF CONGO
IN THE CASE OF
THE PROSECUTOR
*v. Thomas Lubanga Dyilo***

Public Document

Consolidated E-Court Protocol

Source: Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Mr Luis Moreno Ocampo

Mr Ekkehard Withopf

Counsel for the Defence

Me Catherine Mabilie

Me Jean-Marie Biju-Duval

Legal Representatives of Victims

Me Luc Walley

Me Carine Bapita

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms Paolina Massida

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Bruno Cathala

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

**Other
Ms Charlotte Dahuron**

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

NOTING the “*Second Decision on the E-Court Protocol*” issued by the Chamber on 13 March 2008¹ directing the Registry to submit a consolidated E-Court Protocol after consulting with the parties and participants by 4 April 2008;

NOTING the “*Submissions of a new version of the E-Court Protocol prepared jointly by the Office of the Prosecutor, the Defence and the Registry*” filed by the Registry on 20 July 2006²;

NOTING the “*Order setting out schedule for submissions and hearings regarding the subjects that require early determination*” issued by the Trial Chamber (the “Chamber”) on 5 September 2007³;

NOTING the “*Prosecution’s submission regarding the subjects that require early determination: trial date, languages to be used in the proceedings, disclosure and E-Court Protocol*” filed by the Office of the Prosecutor on 11 September 2007⁴;

NOTING the “*Defence submission on the subjects that require early determination: trial date, languages to be used in the proceedings, disclosure and E-Court Protocol*” filed by the Defence Counsel (the “Defence”) on 24 September 2007⁵;

NOTING the “*Submissions on preliminary issues*” filed by the Legal Representatives of victims a/0001/06 to a/0003/06 on 24 September 2007⁶;

¹ ICC-01/04-01/06-1223.

² ICC-01/04-01/06-201.

³ ICC-01/04-01/06-947.

⁴ ICC-01/04-01/06-951.

⁵ ICC-01/04-01/06-960-tENG.

NOTING the *“Submissions of the Legal Representative of Victim 1/0105/06 in response to the order setting out schedule for submissions and hearings regarding the subjects that require early determination”* filed by the Legal Representative of the Victim a/0105/06 on 24 September 2007⁶;

NOTING the oral submissions made on the 1st and 2nd October 2007⁸;

NOTING the *“Defence observations to the expert appointed by Trial Chamber I on the question of E-Court Protocol”* filed by the Defence on 5 October 2007⁹;

NOTING the *“Prosecution’s request on instructions to the expert on the E-Court Protocol”* filed by the Office of the Prosecutor on 5 October 2007¹⁰;

NOTING the *“Observations of the Legal Representatives of Victims a/0001/06 to a/0003/06”* filed by the Legal Representatives of the Victims a/0001/06 to a/0003/06 on 12 October 2007¹¹;

NOTING the *“Observations of the Legal Representative of Victim a/0105/06 to the expert appointed by the Chamber in respect of the E-Court Protocol and Annex”* filed by the Legal Representative of the Victim a/0105/06 on 12 October 2007¹²;

NOTING the *“Instructions to the expert on E-Court”* issued by the Chamber on 1 November 2007¹³;

⁶ ICC-01/04-01/06-957-tENG.

⁷ ICC-01/04-01/06-961-tENG.

⁸ ICC-01/04-01/06-T-52-ENG and ICC-01/04-01/06-T-54-ENG.

⁹ ICC-01/04-01/06-971-tENG.

¹⁰ ICC-01/04-01/06-972.

¹¹ ICC-01/04-01/06-982-tENG.

¹² ICC-01/04-01/06-983-tENG and ICC-01/04-01/06-983-Anx.

NOTING the *“Report to Trial Chamber I on the E-Court”*¹⁴ filed by the E-Court Expert¹⁵ (the “Expert”) on 12 November 2007;

NOTING the *“Addendum to “Report to Trial Chamber I on the E-Court””* filed by the Expert on 7 December 2007¹⁶;

NOTING the *“Prosecution’s submission for the Trial Chamber’s consideration in respect of the “Decision on thee-Court Protocol””* filed by the Office of the Prosecutor on 31 January 2008¹⁷;

NOTING the *“Réponse de la Défense à la “Prosecution’s submission for Trial Chamber’s consideration in respect of the ‘Decision on the E-Court Protocol” du 31 janvier 2008 ”* filed by the Defence on 18 February 2008¹⁸;

NOTING the *“Second Addendum to Report to Trial Chamber I on the E-Court”* filed by the Expert on 18 February 2008¹⁹;

NOTING regulation 26 of the Regulations of the Court;

CONSIDERING the consultations with the parties and participants²⁰;

¹³ ICC-01/04-01/06-1010.

¹⁴ ICC-01/04-01/06-1024.

¹⁵ Sandra Potter, Managing Director, Potter Farrelly & Associates Pty Ltd.

¹⁶ ICC-01/04-01/06-1062.

¹⁷ ICC-01/04-01/06-1148.

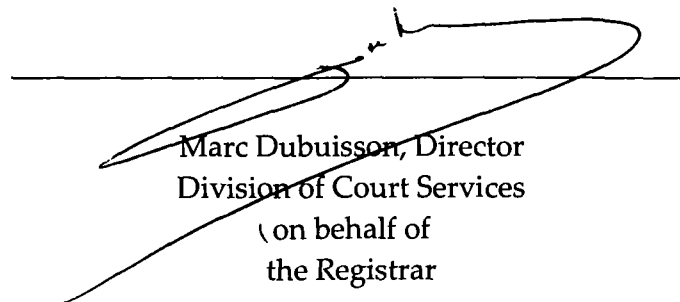
¹⁸ ICC-01/04-01/06-1174.

¹⁹ ICC-01/04-01/06-1182.

²⁰ A meeting between the Registry representatives and parties and participants was held on the 1st April 2008. This meeting was followed by a series of email communications between the Registry, the parties and the participants.

SUBMITS:

The Consolidated Version of the Technical Protocol for provision of evidence, material witness and victims information in electronic form for their presentation during the Trial²¹.



Marc Dubuisson, Director
Division of Court Services
(on behalf of
the Registrar

Dated this 4 April 2008

At The Hague, Netherlands

²¹ Annex 1.