

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 8 April 2008

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Single Judge

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
*v. GERMAIN KATANGA AND MATHIEU NGUDJOLO CHUI***

**Public Document
with Confidential Ex parte only available to the Prosecutor Annexes**

**Prosecution's Application Pursuant to Rules 81(2) and 81(4) for Redactions to the
Written Consents of Witnesses 161, 267 and 271**

Source: Office of the Prosecutor

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

The Office of the Prosecutor

**Counsel for the Defence of Germain
Katanga**

Mr. David Hooper

Mr. Göran Sluiter

**Counsel for the Defence of Mathieu
Ngudjolo Chui**

Mr. Jean-Pierre Kilenda Kakengi Basila

Ms. Maryse Alié

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

**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

The Office of the Prosecutor (“Prosecution” or “OTP”) respectfully submits an application for redactions to the written consents of Witnesses 161, 267 and 271 (“Application”). The redactions proposed in the present Application are requested pursuant to Rules 81(2) and 81(4) of the Rules of Procedure and Evidence (“Rules”) and in application of the Single Judge’s prior decisions on redactions to witness statements and related materials.¹

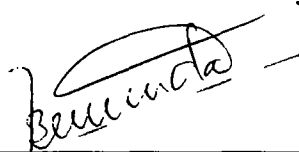
Request for Sealing

The Prosecution appends to this public Application confidential annexes (Annex 1 and 1A, 1B and 1C). The Prosecution respectfully requests that these annexes be received by the Single Judge as “Confidential, *ex parte*, only available to the Prosecutor”, since the annexes relate to material currently treated as confidential and *ex parte* and contain information which, if communicated to the public or the respective defence teams, would defeat the purpose for which the redactions are sought.

¹ ICC-01/04-01/07-84-US-Exp (“First Decision on Redactions”); ICC-01/04-01/07-94 (“Decision on Urgent Application for Confined Variation of the First Decision on Redactions”); ICC-01/04-01/07-124-Conf (“Second Decision on Redactions”); ICC-01/04-01/07-247-Conf-Exp-Corr (“Third Decision on Redactions”); ICC-01/04-01/07-358-Conf-Exp (“Fourth Decision on Redactions”).

Request

The Prosecution respectfully requests that the Single Judge authorise the proposed redactions to the consents as submitted in this Application and its annexes.

A handwritten signature in black ink, appearing to read 'Bensouda', is written over a horizontal line.

Hatou Bensouda
Deputy Prosecutor
on behalf of
Luis Moreno-Ocampo
Prosecutor

Dated this 8th day of April 2008

At The Hague, The Netherlands