

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-02/09
Date: 16 October 2009

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Presiding Judge

SITUATION IN DARFUR, SUDAN

IN THE CASE OF THE PROSECUTOR V. BAHAR IDRIS ABU GARDA

Public Document

URGENT

Decision lifting anonymity of victims

Decision 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. Essa Faal

Counsel for the Defence

Mr. Karim A.A. Khan

Mr Andrew J. Burrow

Legal Representatives of the Victims

Mr Brahima Koné

Ms Hélène Cissé

Mr Akin Akinbote

Mr Frank Adaka

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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

Mr Xavier-Jean Keïta

States Representatives

Amicus Curiae

REGISTRY

Registrar & Deputy Registrar

Ms Silvana Arbia & Mr Didier Daniel

Preira

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I, Judge Sylvia Steiner, Presiding Judge of Pre-Trial Chamber I (“the Chamber”) at the International Criminal Court (“the Court”);

NOTING the “Decision on the Prosecutor’s request for extension of time-limit”,¹ issued by the Single Judge Cuno Tarfusser on 11 September 2009, wherein the commencement of the confirmation hearing was postponed until Monday, 19 October 2009;

NOTING the “Decision on victims’ modalities of participation at the Pre-Trial Stage of the Case” issued by the Chamber on 6 October 2009;²

NOTING the “Decision on the 52 Applications for Participation at the Pre-Trial Stage of the Case” issued by the Single Judge Sanji Monageng on 9 October 2009;³

NOTING the “Decision setting a deadline for requests to lift anonymity of victims” of 14 October 2009;⁴

NOTING the “1. Request in respect of Lifting of Anonymity of Victims 2. Request for Access to Documents Relating to Witnesses” of 16 October 2009, whereby the Legal Representative of Victims a/0535/09, a/0537/09, a/0538/09, a/0539/09, a/0540/09, a/0541/09, a/0542/09, a/0544/09, a/0545/09, a/0546/09, a/0547/09, a/0548/09, a/0549/09, a/0550/09, a/0551/09, a/0552/09, a/0553/09, a/0554/09, a/0555/09, a/0556/09, a/0557/09, a/0558/09, a/0559/09, a/0560/09, a/0561/09 and a/0562/09, requested the Chamber,

¹ ICC-02/05-02/09-98.

² ICC-02/05-02/09-136.

³ ICC-02/05-02/09-147-Red.

⁴ ICC-02/05-02/09-166.

inter alia, to lift anonymity for the above mentioned victims participating at the confirmation hearing ("the Legal Representative of Victims' Request");⁵

NOTING articles 57 and 68 of the *Rome Statute*; rules 86 to 88, 91, 121 and 122 of the *Rules of Procedure and Evidence*;

CONSIDERING that, upon request, the Chamber may authorize the disclosure of the identity of anonymous victims to the Defence;

CONSIDERING that other request contained in the Legal Representative of Victims's Request will be addressed in a separate decision;

FOR THESE REASONS HEREBY

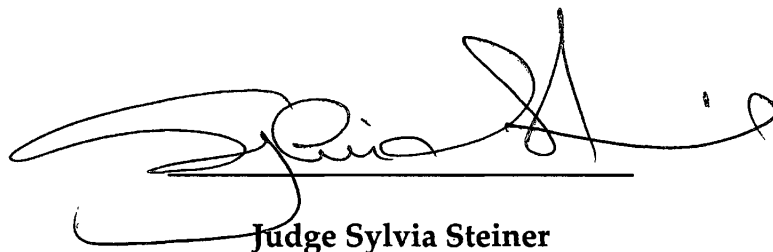
GRANT the Legal Representative of Victims' Request;

⁵ ICC-02/05-02/09-176.

ORDER the Registry to provide the Defence with the names of Victims a/0535/09, a/0537/09, a/0538/09, a/0539/09, a/0540/09, a/0541/09, a/0542/09, a/0544/09, a/0545/09, a/0546/09, a/0547/09, a/0548/09, a/0549/09, a/0550/09, a/0551/09, a/0552/09, a/0553/09, a/0554/09, a/0555/09, a/0556/09, a/0557/09, a/0558/09, a/0559/09, a/0560/09, a/0561/09 and a/0562/09;

ORDER the parties and participants to refer to the aforementioned victims by the numbers assigned to them;

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



Judge Sylvia Steiner
Presiding Judge

Dated this Friday, 16 October 2009

At The Hague, The Netherlands