



Original: English

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

Date: 28 April 2010

TRIAL CHAMBER II

Before: Judge Bruno Cotte , Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Christine Van den Wyngaert

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

Public Document

Defence Response to Requête de la Défense sollicitant de la Chambre de Première Instance II la postposition des audiences du 17 au 21 mai 2010 en vue de permettre aux conseils de participer pleinement au Huitième Séminaire des Conseils et à la session de formation organisés à La Haye du 17 au 21 mai 2010

Source: Defence for Mr Germain Katanga

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

The Office of the Prosecutor

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Counsel for the Defence for Germain Katanga

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Legal Representatives of Victims

Mr Jean-Louis Gilissen
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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

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Section

Other

1. On the 28th of April 2010 the Defence team for Mr Ngudjolo submitted a motion requesting that the Chamber not sit during the week of 17th – 21st May, in order to permit counsel to attend ‘fully’ in the 8th Seminar for Counsel.¹
2. While the Defence for Germain Katanga is sympathetic to that application it admits to difficulty in supporting that application. For its part the Defence for Mr. Katanga makes no such application. The Chamber is due to sit only the afternoon of the 17th and the mornings of the subsequent days of that week. That schedule will permit counsel to attend many sessions. Also counsel can divide their attendance as between lead and co-counsel. Given the interests of the accused the trial should take clear precedence over the Seminar.

Respectfully submitted,



David HOOPER, QC

Dated this 28 April 2010

The Hague, The Netherlands

¹ ICC-01/04-01/07-2051 – Public et Urgent Requête de la Défense sollicitant de la Chambre de Première Instance II la postposition des audiences du 17 au 21 mai 2010 en vue de permettre aux conseils de participer pleinement au Huitième Séminaire des Conseils et à la session