



Original: **English**

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

Date: **21 May 2010**

THE APPEALS CHAMBER

Before: Judge Erkki Kourula, Presiding Judge
 Judge Sang-Hyun Song
 Judge Ekaterina Trendafilova
 Judge Daniel David Ntanda Nsereko
 Judge Joyce Aluoch

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

Public Document

Defence Observations on the "Joint Application by the Legal Representatives of the Victims to Participate in the Proceedings Pertaining to the Appeal of the Defence for Germain Katanga Against the Decision of 22 January 2010 on the Modalities of Victim Participation at Trial"

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

Mr Luis Moreno Ocampo, Prosecutor
Mr Eric Macdonald, Senior Trial Lawyer

**Counsel for the Defence for Germain
Katanga**

Mr David Hooper Q.C.
Mr Andreas O'Shea

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

Mr Jean-Pierre Kilenda Kakengi Basila
Mr Jean-Pierre Fofé Djofia Malewa

Legal Representatives of Victims

Mr Jean-Louis Gilissen
Mr Fidel Nsita Luvengika

Legal Representatives of Applicants

1. The Defence for Mr Germain Katanga has no objection to the participation of the representatives of the victims in the appeal of Mr Katanga against the decision of Trial Chamber II entitled "Decision on the Modalities of Victim Participation at Trial" of 22 January 2010.¹

Respectfully submitted,



David HOOPER Q.C.

Dated this 21 May 2010

At The Hague

¹ ICC-01/04-01/07-1788-tENG.