

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **4 April 2012**

TRIAL CHAMBER I

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

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE PROSECUTOR v. THOMAS LUBANGA DYILO**

Public document

**Request for extension of time to respond to the invitation for observations
in the Chamber's Scheduling order concerning timetable for sentencing
and reparations of 14 March 2012**

Source: The Trust Fund for Victims

**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
Ms Fatou Bensouda

Counsel for the Defence

Ms Catherine Mabilie
Mr Jean-Marie Biju Duval

Legal Representatives of Victims

Mr Luc Walley
Mr Franck Mulenda
Ms Carine Bapita Buyangandu
Mr Joseph Keta Orwinyo
Mr Paul Kabongo Tshibangu

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

Ms. Silvana Arbia

Defence Support Section

Deputy Registrar

Mr. Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Ms. Fiona McKay

Trust Fund for Victims

Mr. Pieter de Baan, Executive Director,
Secretariat

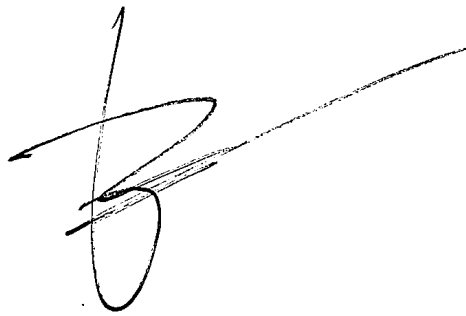
1. On 14 March 2012 the Trial Chamber issued the “Scheduling order concerning timetable for sentencing and reparations”¹ (hereinafter “Scheduling order”) inviting *inter alia* the Trust Fund for Victims in paragraph 9 to make observations on issues related to reparations identified in paragraph 8 of the Scheduling order by 16.00 on 18 April 2012.
2. Pursuant to Regulation 35 of the Regulations of the Court, the Trust Fund for Victims respectfully requests that the Trial Chamber grant it an extension of time of one week until 16.00 on 25 April 2012.
3. The Trust Fund for Victims considers that the issues which the Trial Chamber asks to be addressed in the observations, including the principles to be established on reparations, are of great importance not only for the present case but for the future functioning of the Court’s reparations regime in general, including the roles of and responsibilities of the Trust Fund for Victims.
4. In order to be in a position to give the best possible answer to these complex questions, the Trust Fund considers it necessary to collect input from the Secretariat staff, in particular from its staff working with victims in the field. In addition, the Board of Directors will require adequate time to reflect on such input and to agree on the content of the submission to the Trial Chamber. This process represents an additional burden on the time available for preparing the submission. The Trust Fund notes in this context that the Board members are experts of high standing, representing all geographic regions of the world, who serve on

¹ See the “Scheduling order concerning timetable for sentencing and reparations”, ICC-01/04-01/06-2844 of 14 March 2012

a *pro bono* basis in addition to their other busy activities and who are mostly not based in The Hague.

5. The Trust Fund for Victims is concerned that the timeframe set by the Chamber will not allow for sufficient time for the envisaged and necessary process of compiling relevant field-based information, and in particular for reflection and review by the Fund's Board of Directors. The Trust Fund for Victims estimates that it will take at least one week time to allow for the Board to review a draft and for the Secretariat to incorporate the Board's observations.
6. Accordingly, the Trust Fund for Victims requests the Chamber to find that good cause has been shown in the sense of regulation 35 of the Regulations of the Court for an extension of time-limit of one week to submit its observations. This will allow the additional time needed for a thorough review by the members of the Board of Directors of the Secretariat's input and for the incorporation of their responses into the final submission.

FOR THE FOREGOING REASONS, pursuant to regulation 35 of the Regulations of the Court, the Executive Director of the Secretariat of the Trust Fund for Victims, on behalf of the Board of Directors of the Trust Fund for Victims, respectfully requests the Trial Chamber to extend the deadline for submitting observations on the issues related to reparations identified by the Chamber in its Scheduling order until 16.00 on 25 April 2012.

A handwritten signature in black ink, consisting of a large, stylized 'P' followed by a horizontal line extending to the right.

Pieter W.I. de Baan
Executive Director of the Secretariat of the Trust Fund for Victims,
on behalf of the Board of Directors of the Trust Fund for Victims

Dated this 4 April 2012

At The Hague, The Netherlands