

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 3 July 2012

TRIAL CHAMBER II

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

**Registry's transmission of a note verbale received from the Host State in relation
to the asylum requests made by the Detained Witnesses**

Source: The Registrar

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

The Office of the Prosecutor

Ms. Fatou Bensouda

Mr. Eric MacDonald

Counsel for the Defence for Germain Katanga

Mr. David Hooper

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 the Victims

Mr. Fidel Nsita Luvengika

Mr. Jean-Louis Gilissen

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

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

States' Representatives

Kingdom of the Netherlands

Amicus Curiae

REGISTRY

Registrar

Silvana Arbia

Deputy Registrar

Didier Preira

Counsel Support Section

Victims and Witnesses Unit

Maria-Luisa Martinod-Jacome

Detention Section

**Victims Participation and Reparations
Section**

Other

Trial Chamber I

Me Ghislain Mabanga Monga Mabanga

The Registrar of the International Criminal Court (the “Court”)

NOTING the “Decision on the Urgent Request for Convening a Status Conference on the Detention of Witnesses DRC-D02-P-0236, DRC-D02-P-0228, and DRC-D02-P-0350” rendered by Trial Chamber II on 1 March 2012;¹

NOTING the “Registry’s transmission of a note verbale received from the Host State in relation to document ICC-01/04-01/07-3254 and other information, submitted by the Registrar on 4 April 2012;²

CONSIDERING that in the Trial Chamber II’s decision of 1 March 2012, the Registry was, *inter alia*, instructed “to keep the Chamber informed punctiliously of any developments in the Dutch asylum proceedings”;³

CONSIDERING that the annex to this present document refers to the preliminary outcome of the asylum requests, the Registry classifies the annex as confidential;

NOTING Articles 68 and 87 to 93 of the Rome Statute, Regulations 23 and 24*bis* of the Regulations of the Court.

¹ ICC-01/04-01/07-3254

² ICC-01/04-01/07-3267-Conf

³ ICC-01/04-01/07-3254, page 12.

TRANSMITS hereby, respectfully, as a confidential annex to this present document, a note verbale received from the Host State in relation to the preliminary outcome of the asylum requests made by the Detained Witnesses.

The Registry will continue to inform the Trial Chamber on further developments in the Dutch Asylum proceedings.



Marc Dubuisson
Director – Division of Court Services
per delegation
Silvana Arbia, Registrar

Dated this 3 July 2012

At The Hague, the Netherlands