

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-02/12 A

Date: 18 March 2013

THE APPEALS CHAMBER

Before: Judge Sanji Mmasenono Monageng, Presiding Judge
Judge Sang-Hyun Song
Judge Cuno Tarfusser
Judge Erkki Kourula
Judge Ekaterina Trendafilova

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
*THE PROSECUTOR v. MATHIEU NGUDJOLO CHUI***

Public document

**Registry observations on the consultation with the Kingdom of the Netherlands in
relation to document ICC-01/04-02/12-31**

Source: The Registry

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 Fabricio Guariglia

Counsel for the Defence

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

Legal Representatives of the Victims

Mr Jean-Louis Gilissen
Mr Fidel Nsita Luvengika

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

The Kingdom of the Netherlands

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Counsel Support Section

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

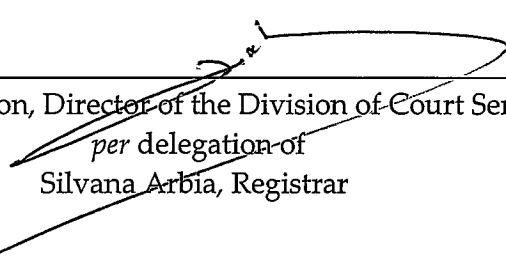
The Registry of the International Criminal Court (the "Court");

NOTING the "Order on the reclassification of a document and to consult with the authorities of the Kingdom of the Netherlands" issued by the Appeals Chamber on 6 March 2013;¹

CONSIDERING that "[...]The Registrar is ordered to consult with the authorities of the Kingdom of the Netherlands to ascertain whether documents ICC-01/04-02/12-16-Conf-Exp-Anx1, ICC-01/04-02/12-16-Conf-Exp-Anx2 and ICC-01/04-02/12-16-Conf-Exp-Anx3, or any information therein, can be reclassified as confidential or public and to report to the Appeals Chamber on the results of these consultations by 16h00 on Monday, 18 March 2013."²

TRANSMITS, respectfully, to the Appeals Chamber, the following observations;

1. After consultation with the Kingdom of the Netherlands, the Registry can inform the Appeals Chamber that the Kingdom of the Netherlands has no objection as to the reclassification (into "public") of documents ICC-01/04-02/12-16-Conf-Exp-Anx1, ICC-01/04-02/12-16-Conf-Exp-Anx2 and ICC-01/04-02/12-16-Conf-Exp-Anx3.



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

Dated this 18 March 2013

At The Hague in The Netherlands

¹ ICC-01/04-02/12-31

² ICC-01/04-02/12-31, page 3