

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

No.: ICC-01/11-01/11
Date: 6 August 2013

THE APPEALS CHAMBER

Before: Judge Anita Ušacka, Presiding Judge
Judge Sang-Hyun Song
Judge Sanji Mmasenono Monageng
Judge Akua Kuenyehia
Judge Erkki Kourula

SITUATION IN LIBYA

**IN THE CASE OF
*THE PROSECUTOR v.
SAIF AL-ISLAM GADDAFI and ABDULLAH AL-SENUSSI***

Confidential

Request for Reclassification of document ICC-01/11-01/11-394-Conf OA4

Source: Office of the Prosecutor

**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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Legal Representatives of Applicants

Unrepresented Victims

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Detention Section

**Victims Participation and Reparations Other
Section**

1. On 5 August 2013, in compliance with the Appeals Chamber's order, the Prosecution filed a response to the "Libyan Government's request to file further submissions clarifying matters raised in the Prosecution and Defence Responses to Document in Support of Libya's Appeal against the Decision" ("Prosecution Response").¹
2. Due to an oversight, the Prosecution classified the Prosecution Response as confidential while responding to a public document. There is also no other basis for the Prosecution Response to remain confidential.
3. The Prosecution therefore requests that the Appeals Chamber reclassify the Prosecution Response from confidential to public, pursuant to Regulation 23bis(3) of the Regulations of the Court.
4. This application is filed confidentially because it refers to the Prosecution Response, which currently is subject to that classification. The Prosecution has no objection to re-classifying this request together with the Prosecution Response.



Fatou Bensouda,
Prosecutor

Dated this 6th day of August 2013

At The Hague, The Netherlands

¹ ICC-01/11-01/11-394-Conf OA4.