

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 27 August 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

Order on the filing of responses to victims' request for reclassification of documents

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

The Office of the Prosecutor
Ms Fatou Bensouda, Prosecutor
Mr Fabricio Guariglia

Counsel for Mr 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

REGISTRY

Registrar
Mr Herman von Hebel



The Appeals Chamber of the International Criminal Court,

In the appeal of the Prosecutor against the decision of Trial Chamber II entitled “Judgment pursuant to article 74 of the Statute” of 18 December 2012 (ICC-01/04-02/12-3-tENG),

Having before it the principal group of victims’ “Demande de reclassification de l’annexe 1 au Corrigendum des ‘Observations sur le Document du Procureur déposé à l’appui de son appel et sur la Réponse de la Défense à ce Document’ comme document public” of 22 August 2013 (ICC-01/04-02/12-132-Conf),

Pursuant to regulations 23*bis* and 28 of the Regulations of the Court,

Issues the following

ORDER

1. The Prosecutor and Mr Ngudjolo are instructed to indicate, by 16h00 on 30 August 2013, whether they have any objections to the following documents contained in Annex 1 to the “Corrigendum to the ‘*Observations sur le Document du Procureur déposé à l’appui de son appel et sur la Réponse de la Défense à ce Document*’” (ICC-01/04-02/12-124-Conf-Anx1) being reclassified as public:
 - “Sketch of Zumbe by P-280” (EVD-D03-00023) and related “Legend according to P-280” (ICC-01/04-01/07-T-162-Red, pages 39-40);
 - “Sketch by D02-258” (EVD-D02-00153) and related “Legend according to D02-258” (EVD-D02-00154);
 - ICC-01/04-01/07-3234-Conf-Anx, page 31.
2. The Registrar is instructed to indicate, by 16h00 on 30 August 2013, whether he has any objections to document ICC-01/04-01/07-3234-Conf-Anx, p. 31 being reclassified as public.

Done in both English and French, the English version being authoritative.



Judge Sanji Mmasenono Monageng
Presiding Judge

Dated this 27th day of August 2013

At The Hague, The Netherlands