

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-02/06
Date: 24 January 2014

PRE-TRIAL CHAMBER II

Before: Judge Ekaterina Trendafilova, Single Judge

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
*THE PROSECUTOR v. BOSCO NTAGANDA***

PUBLIC

**With Confidential Annex 1, only available to the Parties and to the Common legal
representative of Group 1**

and

**Confidential Annex 2, only available to the Parties and to the Common Legal
Representative of Group 2**

**Transmission to the Defence of a lesser redacted version of applications for
participation in the proceedings of applicants a/01308/13, a/00090/13 and a/00436/13
in compliance with the Single Judge's Decision ICC-01/04-02/06-211**

Source:

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, Prosecutor

Counsel for the Defence

Mr Marc Desalliers

Legal Representatives of Victims

Ms Sarah Pellet

Mr Dmytro Suprun

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Ms Fiona McKay

Other

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

NOTING the Single Judge’s Decision issued in the case of *The Prosecutor v. Bosco Ntaganda* notified on 28 May 2013, establishing principles on the victims’ application process (the “Decision of 28 May”);¹

NOTING the Single Judge’s Decision notified on 26 June 2013, clarifying certain aspects of the Decision of 28 May;²

NOTING the Registry’s First, Second, Third, Fourth, Fifth and Sixth Reports to the Pre-Trial Chamber on applications to participate in the proceedings;³

NOTING the Prosecution’s provision of information related to DRC-OTP-P-0758 and request to redact information in three victim applications, notified on 9 January 2014 (the “Prosecutor’s Request”), in which the Prosecutor requests authorization to lift certain redactions and to maintain others applied by the Victims Participation and Reparations Section (the “VPRS”) in victims’ applications a/01308/13, a/00090/13 and a/00436/13;⁴

NOTING the Single Judge’s Decision on victims’ participation at the confirmation of charges hearing and in the related proceedings, notified on 15 January 2014, whereby the Single Judge *inter alia* instructs the VPRS to prepare new versions of the Simplified Forms submitted by victim applicants a/01308/13, a/00090/13 and

¹ ICC-01/04-02/06-67.

² ICC-01/04-02/06-75.

³ ICC-01/04-02/06-106-Conf-Exp, ICC-01/04-02/06-122-Conf+Conf-AnxA+Conf-Exp-AnxB, ICC-01/04-02/06-132-Conf+Anxs, ICC-01/04-02/06-154-Conf+Conf-Exp-Anxs, ICC-01/04-02/06-179-Conf+Anxs and ICC-01/04-02/06-200-Conf+Anxs.

⁴ ICC-01/04-02/06-211, para. 12 (referring to ICC-01/04-02/06-199-Conf-Exp+Conf-Exp-Anxs) and operative paragraph (h).

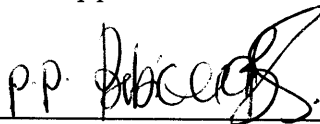
a/00436/13 lifting the redactions on the information mentioned in the Prosecutor's Request, and to transmit them anew to the Defence (the "Decision of 15 January");⁵

NOTING article 68 (1) and (3) of the Rome Statute, rules 85 and 89 of the Rules of Procedure and Evidence (the "Rules"), and regulations 86 (5), 23 *bis* and 24 *bis* (2) of the Regulations of the Court;

CONSIDERING that Annex 1 is filed with the status "Confidential *ex parte* only available to the Parties and the Common Legal representative of Group 1" and that Annex 2 is filed with the status "Confidential *ex parte* only available to the Parties and the Common Legal Representative of Group 2" in accordance with the Decision of 15 January, which provides that victim applications falling under group 1 consisting of UPC/FPLC child soldiers will be represented by Ms. Sarah Pellet as the common legal representative (the "Common Legal Representative of Group 1") and victim applications falling under group 2 consisting of victims of UPC/FPLC attacks will be represented by Mr. Dmytro Suprun as the common legal representative (the "Common Legal Representative of Group 2");

TRANSMITS in compliance with the Decision of 15 January:

- 1) to the Defence and to the Common Legal Representative of Group 1, in Annex 1, a lesser redacted version of victim application a/01308/13;
- 2) to the Defence and to the Common Legal Representative of Group 2, in Annex 2, a lesser redacted version of victim applications a/00090/13 and a/00436/13.



Mr. Marc Dubuisson, Director, Division of Court Services

per delegation of Mr Herman von Hebel, Registrar

Dated this 24 January 2014
At The Hague, The Netherlands

⁵ ICC-01/04-02/06-211, paras 70-75.