



Original: English

No.: ICC-01/04-02/06
Date: 19 February 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, only available to the Parties and to the Common Legal Representative of Group 2

Transmission to the Defence of a lesser redacted version of the application for participation in the proceedings of applicant a/01721/13 in compliance with the Single Judge's Decision ICC-01/04-02/06-251

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 notified on 15 January 2014 (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, 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”);¹

NOTING the Single Judge’s Second Decision notified on 7 February 2014, whereby the Single Judge *inter alia* “specifies that the appointment of Ms. Sarah Pellet and Mr. Dmytro Suprun extends to the victims [...] admitted to participate in the present Decision”² and instructs the Victims Participation and Reparations Section to prepare a new version of the Simplified Form submitted by victim applicant a/01721/13, lifting the redactions to some information,³ and to transmit it anew to the Defence;⁴

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

CONSIDERING that victim application a/01721/13 falls under group 2;

CONSIDERING that the Annex is filed with the status “Confidential only available to the Parties and the Common Legal Representative of group 2” in accordance with

¹ ICC-01/04-02/06-211, operative paragraphs (d) and (e).

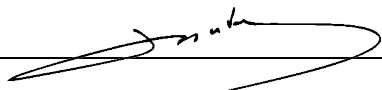
² ICC-01/04-02/06-251, para. 42, and operative paragraph (f).

³ Identity, signature and date of birth.

⁴ ICC-01/04-02/06-251, paras 38 to 40, and operative paragraph (h).

the Decision of 15 January, which does not provide the common legal representatives with a general right to have access to confidential documents;⁵

TRANSMITS in Annex, to the Defence and to the Common Legal Representative of Group 2, a lesser redacted version of victim application a/01721/13, in compliance with the Decision of 7 February.



Marc Dubuisson, Director, Division of Court Services
per delegation of
Herman von Hebel, Registrar

Dated this 19 February 2014

At The Hague, The Netherlands

⁵ ICC-01/04-02/06-211, paras 89-90 (where the Chamber specifies that in respect of those decisions, filings and evidence that are classified as “confidential”, it will retain the option to decide on a case-by-case basis).