

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-02/06
Date: 22 January 2015

TRIAL CHAMBER VI

Before: Judge Robert Fremr, Presiding Judge
Judge Kuniko Ozaki
Judge Geoffrey Henderson

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

Public

Order scheduling a status conference on 17 February 2015 and setting the agenda

Order to be notified, in accordance with Regulation 31 of the *Regulations of the Court*, to:

The Office of the Prosecutor

Ms Fatou Bensouda
Mr James Stewart
Ms Nicole Samson

Counsel for Bosco Ntaganda

Mr Stéphane Bourgon
Mr Luc Boutin

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**

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

Trial Chamber VI ('Chamber') of the International Criminal Court, in the case of *The Prosecutor v. Bosco Ntaganda*, having regard to Article 64(3) of the Rome Statute, Rule 132(2) of the Rules of Procedure and Evidence and Regulation 54 of the Regulations of the Court, issues the following 'Order scheduling a status conference on 17 February 2015 and setting the agenda'.

1. On 2 December 2014, the Chamber held a status conference during which it announced that the next status conference shall be held at the end of January or in early February 2015.¹
2. Also at the status conference on 2 December 2014, on the question of the possibility of holding part of the trial *in situ*, the Registry submitted that it was willing to explore further 'concrete alternatives' and could revert to the Chamber.² In follow-up, on 16 December 2014, the Presiding Judge of the Chamber met with the Registry to discuss further the possibility of holding part of the trial *in situ*. It was agreed that the Registry would submit a further report,³ including information regarding holding of the opening statements *in situ*, and containing a revised costing, by 2 February 2015 ('Registry Report').
3. The Chamber hereby schedules the next status conference for 17 February 2015.⁴ To facilitate the preparation of the parties and participants for the status conference, the Chamber sets the following agenda:

- a) Progress made regarding the preparation for trial, including the status of disclosure;

¹ Transcript of hearing dated 2 December 2014, ICC-01/04-02/06-T-17-CONF-ENG ET, page 34, lines 23-24.

² ICC-01/04-02/06-T-17-CONF-ENG ET, page 24, line 22 to page 25, line 13.

³ A preliminary Registry assessment was submitted on 21 November 2014 (Registry Report pursuant to oral order of 17 October 2014, 21 November 2014, ICC-01/04-02/06-404).

⁴ The parties had informally indicated their prospective availability to the Chamber.

- b) On the basis of the Registry Report to be filed on 2 February 2015, further views of the parties and participants as to the possibility of holding part of the trial *in situ*;
 - c) Progress of discussions on agreed facts;⁵
 - d) Progress of discussions on the possibility of joint instruction of expert witnesses;⁶ and
 - e) Any other items.
4. Should the parties or the Legal Representatives of Victims wish to raise any particular issues under agenda item e), they are requested to inform the Chamber and, if appropriate, the other party and participants thereof by Thursday 12 February 2015 at 16.00, by way of e-mail to 'Trial Chamber VI Communications'.

⁵ The Chamber has noted that during the first status conference held on 11 September 2014, the Defence had stated that it should be ready to provide observations regarding agreed facts at the earliest in January 2015 (Transcript of hearing dated 11 September 2014, ICC-01/04-02/06-T-13-ENG ET, page 44, lines 17-21).

⁶ The Chamber has noted that during the first status conference held on 11 September 2014, the Defence had stated that it should be ready to provide observations on joint instructions of experts by January 2015 (Transcript of hearing dated 11 September 2014, ICC-01/04-02/06-T-13-ENG ET, page 42, lines 8-17).

FOR THE FOREGOING REASONS, THE CHAMBER HEREBY

INSTRUCTS the Registry to file a further report on the logistics and costing of holding part of the trial *in situ* by the filing deadline on 2 February 2015. The report shall be notified to the parties and participants, if necessary in redacted form;

SCHEDULES a status conference for 17 February 2015 at 10:00; and

SETS the agenda for the status conference, as provided in paragraph 3 above.

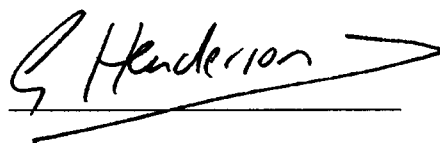
Done in both English and French, the English version being authoritative.

A handwritten signature in black ink, appearing to be 'R. Fremr', written over a horizontal line.

Judge Robert Fremr, Presiding Judge

A handwritten signature in black ink, appearing to be 'K. Ozaki', written over a horizontal line.

Judge Kuniko Ozaki

A handwritten signature in black ink, appearing to be 'G. Henderson', written over a horizontal line.

Judge Geoffrey Henderson

Dated 22 January 2015

At The Hague, The Netherlands