

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/11-01/11

Date: 25 April 2013

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Single Judge

**SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE
IN THE CASE OF
THE PROSECUTOR V. LAURENT GBAGBO**

Public

***Decision on the OPCV's "Demande de notification au Représentant légal
commun des observations déposées par la Défense sur les questions abordées
lors de l'audience de confirmation des charges"***

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

The Office of the Prosecutor

Fatou Bensouda
James Stewart

Counsel for the Defence

Emmanuel Altit
Agathe Bahi Baroan

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Paolina Massidda

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Deputy Registrar

Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Judge Silvia Fernández de Gurmendi, Single Judge for Pre-Trial Chamber I (the "Chamber") of the International Criminal Court (the "Court"), responsible for carrying out the functions of the Chamber in relation to the situation in the Republic of Côte d'Ivoire and the cases emanating therefrom,¹ hereby issues the decision on the "*Demande de notification au Représentant légal commun des observations déposées par la Défense sur les questions abordées lors de l'audience de confirmation des charges*" (the "Request"), submitted by the Office of Public Counsel for victims (the "OPCV").²

1. On 28 March 2013, the Defence filed its "*Soumissions écrites de la défense portant sur un certain nombre de questions discutées lors de l'audience de confirmation des charges*" (the "Defence Final Observations").³ On 3 April 2013, the Defence filed a public redacted version.⁴

2. On 2 April 2013, the OPCV filed the Request, requesting that the Defence Final Observations be notified to it.⁵ In support of this request, the OPCV submits that it participated throughout the sessions of the confirmation of charges hearing and that the Chamber has stated on several occasions that the final written observations of the parties and participants should be limited to issues discussed at the hearing.⁶

3. No responses were received to the Request from the Prosecutor or the Defence.

4. The Single Judge notes regulation 23 *bis* of the Regulations of the Court.

¹ ICC-02/11-01/11-61.

² ICC-02/11-01/11-430.

³ ICC-02/11-01/11-429-Conf and annex.

⁴ ICC-02/11-01/11-429-Red.

⁵ Request, para. 13.

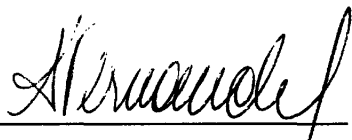
⁶ *Ibid.*, para. 11.

5. Upon review of the Defence Final Observations, and considering the fact that the OPCV attended all sessions of the confirmation of charges hearing and is therefore privy to all discussions that have taken place at the hearing, the Single Judge is of the view that the Request can be granted.

FOR THESE REASONS, THE SINGLE JUDGE

ORDERS the Registrar to notify to the OPCV documents ICC-02/11-01/11-429-Conf and ICC-02/11-01/11-429-Conf-Anx.

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


Judge Silvia Fernández de Gurmendi
Single Judge

Dated this 25 April 2013

At The Hague, The Netherlands