

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/04-02/06**

Date: **25 June 2015**

TRIAL CHAMBER VI

Before: Judge Robert Fremr, Presiding Judge
Judge Kuniko Ozaki
Judge Chang-ho Chung

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

Public redacted version of

Sixth decision on Mr Ntaganda's interim release

Decision 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

Detention Section

Mr Patrick Craig

**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 Articles 58(1), 60(3), 61(11) and 64(6)(a) of the Rome Statute ('Statute') and Rules 118 and 119 of the Rules of Procedure and Evidence, issues the following 'Sixth decision on Mr Ntaganda's interim release'.

1. On 26 February 2015, Mr Ntaganda's detention was reviewed and the Chamber ordered his continued detention ('Fifth Interim Release Decision').¹ The procedural history of that decision is incorporated by reference here.
2. Pursuant to the Chamber's briefing schedule,² submissions were filed in advance of the present review of Mr Ntaganda's detention on 29 May 2015 by the defence team for Mr Ntaganda ('Defence'),³ 4 June 2015 by the Prosecution,⁴ 5 June 2015 by the Legal Representatives of Victims⁵ and 12 June 2015 by the Defence a second time.⁶
3. The Chamber recalls that, under Article 60(3) of the Statute, a chamber may modify its previous ruling on detention, release or conditions of release if 'it is satisfied that changed circumstances so require'. The Chamber notes that none of the parties and participants has submitted that there were changed circumstances warranting a modification of the Fifth Interim Release Decision. In addition, the Chamber is not aware of any changed circumstances that have transpired which would now render necessary a modification of its prior ruling. The Chamber is also of the view that there is no need to consider conditional release at this point, as no proposals have been presented or are self-evident.

¹ Fifth decision on Mr Ntaganda's interim release, ICC-01/04-02/06-477.

² Order requesting the parties' and participants' observations under Article 60(3) of the Statute, 11 May 2015, ICC-01/04-02/06-595.

³ Observations on behalf of Mr Ntaganda on the existence of changed circumstances in relation to his detention pursuant to Article 60(3), ICC-01/04-02/06-615.

⁴ Prosecution's Observations on the Review of the Pre-Trial Detention of Bosco Ntaganda, 4 June 2015, ICC-01/04-02/06-624-Conf (redacted version notified 5 June 2015).

⁵ Joint observations on the existence of any changed circumstances in relation to Mr Ntaganda's detention pursuant to Article 60(3) of the Rome Statute, ICC-01/04-02/06-626.

⁶ Response on behalf of Mr Ntaganda to Prosecution's and LRVs' observations under Article 60(3) of the Statute, ICC-01/04-02/06-641-Conf (confidential *ex parte* version notified same day).

4. [REDACTED].⁷ [REDACTED].⁸ [REDACTED].

FOR THE FOREGOING REASONS, THE CHAMBER HEREBY

DECIDES that Mr Ntaganda shall continue to be detained.

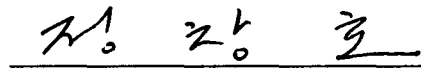
Done in both English and French, the English version being authoritative.



Judge Robert Fremr, Presiding Judge



Judge Kuniko Ozaki



Judge Chang-ho Chung

Dated 25 June 2015

At The Hague, The Netherlands

⁷ [REDACTED].

⁸ [REDACTED].