

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

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

Date: **21 September 2016**

TRIAL CHAMBER II

Before: Judge Marc Perrin de Brichambaut, Presiding
Judge Olga Herrera Carbuca
Judge Péter Kovács

**SITUATION: DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF**

THE PROSECUTOR v. THOMAS LUBANGA DYILO

Public document

Request for an extension of time limit

Source: The Trust Fund for Victims

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

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Counsel for the Defence

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Ms Paolina Massidda

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Trust Fund for Victims

Mr Pieter de Baan, Executive Director,
Secretariat

REGISTRY

Registrar

Mr Herman von Hebel

1. Pursuant to regulation 35 (1) of the Regulations of the Court, the Trust Fund for Victims (hereinafter “Trust Fund”) respectfully requests an extension of the time limit for the submission of its observations as set in Trial Chamber II’s « Ordonnance fixant un calendrier pour le dépôt des observations sur la requête du Bureau du conseil public pour les victimes du 16 septembre 2016 »¹ (hereinafter “Trial Chamber” and “Order of 20 September 2016”, respectively) The Trust Fund respectfully requests that the deadline for the submission of its observations be extended to Monday, 3 October 2016.

I. BACKGROUND

2. On 16 September 2016, the Office of Public Counsel for Victims filed the « Requête afin de solliciter des lignes directrices de la Chambre suite à l’Ordonnance émise le 15 juillet 2016 » (hereinafter “OPCV Request”).²

3. In its Order of 20 September 2016, the Trial Chamber ordered, *inter alia*, the Trust Fund to submit observations on the OPCV Request by no later than Monday, 26 September 2016.³

II. REQUEST FOR A VARIATION OF THE TIME LIMIT

4. The Trust Fund recalls that all submissions made before the Court by the Trust Fund are submitted on behalf of its Board of Directors. This means that the preparation of any submission includes an internal review and approval process by the Board of Directors before the Trust Fund Secretariat can file any document before the Court. The Trust Fund would like to inform the Trial Chamber that, from the receipt of a draft submission prepared by the Secretariat staff, the review and approval process takes at a minimum five working days.

5. The Trust Fund appreciates and acknowledges that the Trial Chamber purposefully set a relatively short deadline in light of the content of the OPCV Request.⁴ However, the Trust Fund respectfully informs the Trial Chamber that the deadline of Monday, 26 September 2016 does not permit adequate time for the Trust Fund’s internal review process to be carried out.

¹ 20 September 2016, ICC-01/04-01/06-3224.

² ICC-01/04-01/06-3222.

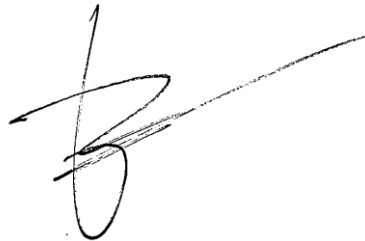
³ Order of 20 September 2016, para. 10.

⁴ Order of 20 September 2016, para. 9.

6. Accordingly, the Trust Fund respectfully requests that it be granted an extension of the time limit of five working days, i.e. to Monday, 3 October 2016, to submit its observations. The Trust Fund submits that good cause exists for the requested extension in light of the amount of time needed by the Board of Directors to meaningfully consider the OPCV Request and to review any draft submission to ensure that it correctly reflects the observations that the Board of Directors wishes to submit to the Trial Chamber.

FOR THE FOREGOING REASONS

The Board of Directors respectfully submits this request for a variation of the time limit set in the Trial Chamber's « Ordonnance fixant un calendrier pour le depot des observations sur la requete du Bureau du conseil public pour les victimes du 16 septembre 2016 » of 20 September 2016.



Pieter W.I. de Baan
Executive Director of the Secretariat of the Trust Fund for Victims,
on behalf of the Board of Directors of the Trust Fund for Victims

Dated this 21 September 2016

At The Hague, The Netherlands