



Original: **French**

No.: ICC-01/04-01/07
Date: 22 February 2017

TRIAL CHAMBER II

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

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
*THE PROSECUTOR v. GERMAIN KATANGA***

Public Document

**Decision on the Request by the Common Legal Representative of Victims for a
Hearing to be Convened**

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

Office of the Prosecutor

Counsel for Germain Katanga

Mr David Hooper

Ms Caroline Buisman

Legal Representative of Victims

Mr Fidel Nsita Luvengika

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

States' Representatives

**Office of Public Counsel for the
Defence**

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Mr Philipp Ambach

Other

TRIAL CHAMBER II (“Chamber”) of the International Criminal Court, acting pursuant to article 75 of the Rome Statute, issues the following decision.

1. On 8 December 2016, the Common Legal Representative of Victims (“Legal Representative”) filed observations in which he apprised the Chamber of the proposed modalities of reparations which the victims wish to have implemented.¹ He also requested the Chamber to convene a hearing to discuss all the proposals (“Request”) with the Defence Team for Mr Katanga (“Defence”) and the Trust Fund for Victims (“Trust Fund”).²
2. On 30 December 2016, the Defence filed a response to the Observations of the Legal Representative, in which it supported the Request.³
3. Having regard to the comprehensive and detailed observations submitted to the Chamber to date by the Parties and the Trust Fund, the Chamber considers itself sufficiently apprised to rule, if necessary, on the modalities of reparations in the instant case. Accordingly, the Chamber holds that it is not necessary to convene a hearing for that purpose.

¹ “*Propositions des victimes sur des modalités de réparation dans la présente affaire (Article 75 du Statut et norme 38-1-f du Règlement de la Cour)*”, 8 December 2016, ICC-01/04-01/07-3720 (“Observations of the Legal Representative”) and one public annex.

² Observations of the Legal Representative, para. 9.

³ “Defence Response to the ‘*Propositions des victimes sur des modalités de réparation dans la présente affaire*’”, 30 December 2016, ICC-01/04-01/07-3722, para. 29.

FOR THESE REASONS the Chamber,
DISMISSES the Request.

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

[signed]

Judge Marc Perrin de Brichambaut
Presiding Judge

[signed]

Judge Olga Herrera Carbuccia

[signed]

Judge Péter Kovács

Dated this 22 February 2017

At The Hague, Netherlands