



Original: **French**

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

Date: **17 July 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.* THOMAS LUBANGA DYILO**

Public Document

Response of the Legal Representatives of Victims to the “*Demande de prorogation du délai aux fins de dépôt des observations sur les éléments admis dans la présente procédure en vue de fixer le montant des réparations auxquelles est tenu M. Thomas Lubanga Dyilo*” ICC-01/04-01/06-3341

Source: Legal Representatives of the V01 Group of Victims

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

Office of the Prosecutor

Ms Fatou Bensouda, Prosecutor
Mr James Stewart

Counsel for the Defence

Ms Catherine Mabilie
Mr Jean-Marie Biju-Duval

Legal Representatives of Victims

Mr Luc Walley
Mr Franck Mulenda
Ms Carine Bapita Buyangandu
Mr Joseph Keta Orwinyo
Mr Paul Kabongo Tshibangu

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

Office of Public Counsel for Victims

Ms Paolina Massidda

Trust Fund for Victims

Mr Pieter de Baan, Executive Director

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. INTRODUCTION

1. On 13 July 2017, Trial Chamber II (“Chamber”) issued an Order¹ instructing the parties to file submissions by 11 August 2017 on the evidence admitted in these proceedings for the determination of the amount of Mr Thomas Lubanga Dyilo’s liability for reparations. The Chamber also instructed the Defence to file its response to the submissions of the Legal Representatives by 8 September 2017.
2. On 17 July 2017, the Office of Public Counsel for Victims (“OPCV”) applied to the Chamber for an extension of the time limit to 30 September.² In support of its application, the OPCV claimed, among other things, that the question of the amount of Mr. Lubanga’s liability for reparations was essential to the interests of the victims in these proceedings. Consequently, consultations in the field and with the other teams of Legal Representatives were necessary. The OPCV also submitted that, owing to the judicial recess, it was unable to file the said submissions within the extremely short time limit.³

II. SUBMISSIONS

3. The Legal Representatives of the V01 group of victims are also of the view that to properly respond to the issues raised by the Chamber, they must consult their clients, carry out research, and confer with other participants and persons involved.
4. These are indeed complex issues, bearing in mind the specific circumstances of the case.

¹ “Order Instructing the Parties to File Submissions on the Evidence Admitted for the Determination of Thomas Lubanga Dyilo’s Liability for Reparations”, ICC-01/04-01/06-3339-tENG.

² “*Demande de prorogation du délai aux fins de dépôt des observations sur les éléments admis dans la présente procédure en vue de fixer le montant des réparations auxquelles est tenu M. Thomas Lubanga Dyilo*”, 17 July 2017, ICC-01/04-01/06-3341.

³ *Ibid*, para. 2.

5. The Legal Representatives concur that a time limit of less than one month is not sufficient for counsel to carry out this important task during the judicial recess, when some counsel and members of the team are already – or will soon be – on holiday.

III. CONCLUSION

IN THE LIGHT OF THE FOREGOING,

The V01 team respectfully moves the Chamber to:

Consider these submissions,

And, should it grant the OPCV's application, accord same extension of the time limit to the V01 team in which to file its submissions.

On behalf of the V01 group of victims

[signed]

[Signed]

Luc Walley and Franck Mulenda, Legal Representatives

Dated this 18 July 2017

At Brussels, Belgium, and Kinshasa, DRC