



Original: **English**

No.: **ICC-01/04-02/06**
Date: **19 February 2021**

TRIAL CHAMBER VI

Before: Judge Chang-ho Chung, Presiding Judge
Judge Robert Fremr
Judge Olga Herrera-Carbuccia

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
*THE PROSECUTOR V. BOSCO NTAGANDA***

Public

Public Redacted Version of "Corrected version of 'Expedited request on behalf of Mr Ntaganda seeking an extension of the page limit in responding to the 'Prosecution's urgent request for immediate suspension of Defence investigators and other measures'", 29 July 2015, ICC-01/04-02/06-755-Conf-Exp

Source: Defence Team of Mr Bosco Ntaganda

Document 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 the Defence

Me Stéphane Bourgon, *Ad.E.*

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation / Reparation)**

**The Office of Public Counsel for
Victims**

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Further to the: (i) Chamber's *Order taking interim measures in relation to a Defence investigator and related matters* issued on 23 June 2015 ("Chamber Order")¹; (ii) *Prosecution's urgent request for immediate suspension of Defence investigators and other measures* submitted on 19 June 2015 and conveyed to the Defence on 26 June 2015 ("Prosecution Request")², and; (iii) *Decision on the Defence's expedited request for disclosure and related matters* issued on 16 July 2015 ("Chamber Decision")³, Counsel representing Mr Ntaganda ("Defence") hereby submit this:

Expedited Request on Behalf of Mr Ntaganda Seeking an Extension of the Page Limit in Responding to the "Prosecution's urgent request for immediate suspension of Defence investigators and other measures" ("Defence Request")

1. Pursuant to the Chamber Decision, the Defence has to file its response to the Prosecution Request no later than 31 July 2015 ("Defence Intended Response").
2. For the reasons explained below, the Defence submits that exceptional circumstances justify an extension of the page limit for the submission of the Defence Intended Response.
3. Accordingly, pursuant to Regulation 37(2) of the Regulations of the Court ("RoC"), the Defence respectfully requests the Chamber to increase the page limit for the filing of the Defence Intended Response to no more than 30 pages.

¹ ICC-01/04-02/06-667-Conf-Exp.

² ICC-01/04-02/06-658-Conf-Exp.

³ ICC-0104-02/06-731-Conf-Exp.

4. Firstly, the allegations made against Mr Logo and [REDACTED] are factually extensive and are based on hundreds of pages of documents, either annexed to the Prosecution Request or disclosed since then to the Defence⁴.
5. Secondly, the information provided by Mr Logo and [REDACTED] is, in some respects, detailed and must be adequately discussed in the Defence Intended Response.
6. Thirdly, the Chamber will also be assisted by the presentation of specific passages of importance from the transcriptions of the conversation between P-190 and Mr Logo in the body of the response, rather than being referred to a separate document.
7. Moreover, the seriousness of the issues raised by the Prosecution Request and the important consequences it could have on the work of the Defence requires that they be thoroughly address.
8. These elements justify extending the page limit beyond the default page-limit for responses and are in the interests of justice. The Defence of Mr Ntaganda will also do its utmost to submit a response that is shorter than thirty pages, if possible.

CONFIDENTIALITY

9. Pursuant to Regulation 23bis (1) and (2) of the Regulations of the Court ("RoC"), the present Defence Request is submitted on an *ex parte* basis – only available to the Prosecution, Defence and VWU – as it refers to filings bearing the same level of confidentiality.

⁴ ICC-01/04-02/06-701-Conf-Exp, ICC-01/04-02/06-715-Conf-Exp, ICC-01/04-02/06-749-Conf-Exp, ICC-01/04-02/06-752-Conf-Exp.

RELIEF SOUGHT

In light of the above, the Defence respectfully requests the Chamber to extend the page limit for the filing of its Defence Intended Response to no more than thirty pages.

RESPECTFULLY SUBMITTED ON THIS 19th DAY OF FEBRUARY 2021

A handwritten signature in black ink, appearing to read 'StB' with a small flourish at the end.

Me Stéphane Bourgon, Counsel for Bosco NTAGANDA

The Hague, The Netherlands