

Annex 1

Public



Original: **French**

No.: **ICC-01/04-01/07**

Date: **21 May 2013**

TRIAL CHAMBER II

Before: Judge Bruno Cotte, Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Christine Van den Wyngaert

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

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

**Public Document
With confidential Annex 1**

**Submission of a less-redacted annex relating to the application for the resumption
of the action brought by deceased Victim a/0253/09**

Source: The common legal representative of the main 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 Éric MacDonald

Counsel for the defence of Germain

Katanga
Mr David Hooper
Mr Andreas O'Shea

Legal Representatives of Victims

Mr Jean-Louis Gilissen
Mr Fidel Nsita Luvengika

Legal Representatives of Applicants

Office of Public Counsel for Victims

**Office of Public Counsel for the
Defence**

Registrar

Mr Herman von Hebel

Defence Support Section

Victims and Witnesses Unit

Mr Patrick Craig

Detention Section

**Victims Participation and Reparations
Section**

Ms Fiona McKay

Other

1. On 15 May 2013, the Legal Representative of the main group of victims filed an application for the resumption of the action of deceased Victim a/0253/09 by a member of her family. Annex 3 to the application included a confidential, redacted version of the documents filed in support of the application.
2. By e-mail of 20 May 2013, the Chamber notified the parties and participants of the following decision:

[TRANSLATION] The Chamber has taken note of the “*Demande de reprise de l’action introduite par la victime décédée a/0253/09*” and Annexes 1 to 3 thereto, filed by the common legal representative of the main group of victims on 16 May 2013 (ICC-01/04-01/07-3372) (“the Application”).

The Chamber notes that Annex 3 to the Application contains a redacted version of the relevant documents in support of the Application and that the proposed redactions have already been approved by the Victims Participation and Reparations Section (“VPRS”) and the Victims and Witnesses Unit (“VWU”) (paragraphs 35 to 37 of the Application). The Chamber notes, however, that as stated by VPRS, there is no need to redact the day and month of the victim’s death, since the victim’s identity is known to the parties. Accordingly, the Chamber enjoins the Legal Representative to file, by 4 p.m. on 22 May 2013, a new version of Annex 3 in which this information is not redacted.

The Chamber invites the parties to file submissions on the Application by 4 p.m. on 28 May 2013.

3. The present document is filed pursuant to the Chamber’s directions.

[signed]

Fidel Luvengika Nsita

Common legal representative of the main group of victims

Dated this 21 May 2013, at Brussels, Belgium