

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No: ICC-01/04

Date: 20 March 2006

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Single Judge

Registrar: Mr Bruno Cathala

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

Public Document

**DECISION CONCERNING THE RECLASSIFICATION OF NON-PUBLIC
DOCUMENTS IN THE RECORD OF THE SITUATION IN THE DEMOCRATIC
REPUBLIC OF THE CONGO**

The Office of the Prosecutor

Mr Luis Moreno-Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Ekkehard Withopf, Senior Trial Lawyer

Ad Hoc Counsel for the Defence

Mr Tjarda van der Spoel
Mr Joseph Tshimanga

**Legal Representative of Participants VPRS 1
to VPRS 6**

Mr Emmanuel Daoud

I, Judge Sylvia Steiner, judge at the International Criminal Court (the “Court”);

NOTING the “Decision Convening an *in Camera* Meeting” (the “Decision”),¹ filed by Judge Sylvia Steiner acting as single judge of Pre-Trial Chamber I on 16 March 2006, which convened an *in camera* meeting with the Prosecutor and the Registrar, or their respective representatives, on Friday 17 March 2006 at 11.00 hours in room 1506 to deal *inter alia* with issues related to the current classification of certain non-public documents in the record of the situation in the Democratic Republic of the Congo (the “DRC”),² and the meeting held as set out in the Decision;

NOTING the decision of Pre-Trial Chamber I (the “Chamber”) of 14 March 2006 designating Judge Sylvia Steiner as single judge of the situation in the DRC from 15 until 22 March 2006 at 12.00 hours;³

NOTING articles 57 (3) (c) and 68 (1) of the Rome Statute and rules 87 (2) (c) and 88 (4) of the Rules of Procedure and Evidence;

CONSIDERING that the documents currently in the record of the situation in the DRC cannot be renumbered according to the specific proceedings to which they relate, and that, besides the Prosecution, a number of individuals and legal persons have participated in proceedings concerning the investigation of the situation in the DRC, and that accordingly there is a need to reclassify certain non-public documents in the record of the situation in the DRC;

¹ ICC-01/04-01/06-36, p. 3.

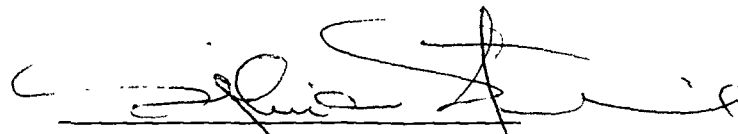
² The Decision, p. 3.

³ ICC-01/04-123, p. 3.

FOR THESE REASONS

DECIDE to give the Prosecution a time-limit of ten days to provide the Chamber with a list of non-public documents filed by the Prosecution and which in the Prosecution's view should be reclassified with a different level of confidentiality.

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



Judge Sylvia Steiner
Single Judge

Dated this Monday 20 March 2006

At The Hague

The Netherlands