



Original: **French**

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

Date: **4 May 2016**

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***

**URGENT
Public Document**

**Decision extending the time limit for the submission of additional reparation
programme information**

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

Office of the Prosecutor

Ms Fatou Bensouda

Mr James Stewart

Counsel for Thomas Lubanga Dylio

Mr Catherine Mabilie

Mr Jean-Marie Biju-Duval

Legal Representatives of Victims V01

Mr Luc Walley

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Legal Representatives of Victims V02

Ms Carine Bapita Buyangandu

Mr Paul Kabongo Tshibangu

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REGISTRY

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Counsel Support Section

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**Victims Participation and Reparations
Section**

Ms Isabelle Guibal

Trust Fund for Victims

Mr Pieter de Baan

TRIAL CHAMBER II (“the Chamber”) of the International Criminal Court (“the Court”), acting pursuant to article 75 of the Rome Statute and regulation 35 of the Regulations of the Court (“the Regulations”), issues the following decision.

1. On 9 February 2016, the Chamber instructed the Trust Fund for Victims (“the Trust Fund”) to supplement the draft implementation plan submitted on 3 November 2015¹ (“the Order of 9 February 2016”). The Chamber further directed the Trust Fund to prepare a file for each potential victim and to transmit a first batch of files to it by 31 March (“the first batch of files”); a second batch by 15 July; and a third batch by 31 December 2016.² The Chamber also instructed the Trust Fund to continue developing the programmes proposed and to transmit complete information about the initial batch of reparations programmes to the Chamber by 7 May 2016.³

2. On 29 March 2016, following the request submitted by the Trust Fund,⁴ the Chamber allowed an extension of time to 29 May 2016 for the submission of the first batch of files⁵ (“the Decision of 29 March 2016”).

3. On 3 May 2016, the Trust Fund requested an extension of time to submit complete information about the first group of reparations programmes⁶ (“the Request”). The Trust Fund submitted that it had undertaken important steps towards complying with the Trial Chamber’s requests,⁷ but had encountered a number of administrative challenges related, *inter alia*, to building up the files of potentially eligible victims and conducting field missions in Ituri.⁸

¹ “Order instructing the Trust Fund for Victims to supplement the draft implementation plan”, 9 February 2016, ICC-01/04-01/06-3198-tENG.

² Order of 9 February 2016, paras. 17-18 and p. 12.

³ Order of 9 February 2016, paras. 21-22 and p. 12.

⁴ “Request for extension of time to submit the first transmission of potential victim dossiers”, 23 March 2016, ICC-01/04-01/06-3204.

⁵ “Decision on the request of the Trust Fund for Victims for an extension of the time limit for the submission of the first batch of files of potential victims”, 29 March 2016, ICC-01/04-01/06-3205-tENG.

⁶ “Request for extension of time to submit additional reparation programme information”, 3 May 2016, ICC-01/04-01/06-3206.

⁷ The Request, paras. 9-13.

⁸ The Request para. 9.

4. The Trust Fund submits that, in the light of the difficulties mentioned above, it requires an extension of time of one month in order to be in a position to submit additional reparation programme information to the Chamber.⁹

5. The Chamber notes that, according to the first sentence of regulation 35(2) of the Regulations, a Chamber may extend a time limit if good cause is shown. In the instant case, mindful of the reasons advanced by the Trust Fund, the Chamber considers that there is good cause to extend by one month the deadline for the submission of additional reparation programme information stated in the Order of 9 February 2016.

FOR THESE REASONS, the Chamber

GRANTS the Request; and

GRANTS an extension of time to 7 June 2016 for the submission of additional reparation programme information.

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 4 May 2016
At The Hague, the Netherlands

⁹ The Request, paras 4 and 14.