

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original : English

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

Date: 5 September 2007

**TRIAL CHAMBER I**

**Before:** Judge Adrian Fulford, Presiding  
Judge Elizabeth Odio Benito  
Judge René Blattmann

**Registrar:** Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO  
IN THE CASE OF  
*THE PROSECUTOR v. THOMAS LUBANGA DYILO***

**Public**

**Order setting out schedule for submissions and hearings regarding the subjects  
that require early determination**

**Office of the Prosecutor**

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

**Counsel for the Defence**

Ms Catherine Mabilie

**Legal Representatives of Victims**

a/0001/06 to a/0003/06 and a/0105/06

Mr Luc Walley  
Mr Franck Mulenda  
Ms Carine Bapita Buyangandu

1. Following the status conference on 4 September 2007, the Judges of the Trial Chamber set out hereunder the timetable for the filing of submissions and for hearings on the issues which require early determination in the preparation for the trial of Mr Thomas Lubanga Dyilo.
2. **Written submissions to be filed by: 24 September 2007**

**Hearing date: 1 October 2007, at 10.00**

**On the following issues:**

- A. The date of the trial.  
*The earliest date by which the parties shall be ready for the trial to commence, the volume of evidence to be relied upon by the prosecution and the anticipated number of witnesses to be called by them during the trial.*
- B. The languages to be used in the proceedings.  
*Whether interpretation into languages other than English and French will be required for some or all of the proceedings.*
- C. The timing and the manner of disclosure of the evidence the prosecution seek to rely on to the other party, any participants, and to the Chamber, and all other disclosure issues.
- D. An e-court protocol.  
*Whether the "Technical Protocol for the Submission of Evidence, Material and Witness Information in Electronic Version for Their Presentation During the Confirmation Hearing" should be adopted, or amended, for use in the trial proceedings.*

3. **Written submissions to be filed by: 19 October 2007**

**Hearing date: 30, 31 October, 1 and 2 November 2007, at 10.00**

**On the following issues:**

- E. The role of victims in the proceedings leading up to, and during, the trial.  
*What should be the modalities of victims' participation in the proceedings leading up to, and during, the trial.*
- F. The procedures to be adopted for instructing expert witnesses.

*Whether, in order to improve efficiency, it will be feasible for the parties to jointly-instruct expert witnesses or, at the very least, to use common witnesses who will be instructed separately.*

G. The approach to be adopted to witness familiarisation and witness proofing.

*Whether familiarisation with the ICC procedure could be facilitated for witnesses whom the parties shall call at trial in a neutral manner and the extent, if at all, to which proofing of those witnesses shall be allowed.*

4. Notwithstanding the foregoing, the Legal Representatives of Victims shall file their submissions on the issue set out at paragraph 3(E) above on or by 28 September 2007.


**5. Written submissions to be filed by: 16 November 2007**

**Hearing date: 20 November 2007, at 10.00**

**On the following issues:**

- a. The status before the Trial Chamber of the evidence heard by the Pre-Trial Chamber.
  - b. The status of the decisions of the Pre-Trial Chamber in trial proceedings.
  - c. The manner in which evidence shall be submitted subject to Article 64(8)(b) and Rule 140.
6. Notwithstanding the timetable set out above, the Office of the Prosecutor is requested to file its submissions on all of the foregoing issues except that set out at paragraph 3(E) above as soon as possible and in any event no later than Wednesday 12 September. With regard to the issue set out at paragraph 3(E), the deadline of 19 October shall also apply to the Office of the Prosecutor.

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



Judge Adrian Fulford



Judge Elizabeth Odio Benito



Judge René Blattmann

Dated this 05 September 2007

At The Hague, The Netherlands