

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-RoR56-02/09**

Date: **5 November 2009**

**THE PRESIDENCY**

**Before:**

**Judge Sang-Hyun Song, President**

**Judge Fatoumata Dembele Diarra, First Vice-President**

**Judge Hans-Peter Kaul, Second Vice-President**

**Public**

**Decision filing a public redacted version of the confidential decision of 17 September 2009 on an application for judicial review of a decision of the Registrar denying admission to the list of experts**

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

**REGISTRY**

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**Registrar**  
Ms Silvana Arbia

**Other**  
Applicant

**Deputy Registrar**  
Mr Didier Preira

The Presidency of the International Criminal Court;

In the application dated 11 June 2009 for judicial review of a decision of the Registrar refusing inclusion in the list of experts (“Application”);<sup>1</sup>

Noting the Presidency’s decision on the Application of 17 September 2009 (“Decision”);<sup>2</sup>

Noting that the Presidency determined that nothing in the Decision *prima facie* classified it as confidential and requested the applicant to inform it of any factual or legal basis for maintaining the confidential classification of the Decision or of any information requiring redaction prior to publication;<sup>3</sup>

Noting the submission of the applicant that publication of the Decision is unnecessary since it bears only upon his application to be included on the list of experts;<sup>4</sup>

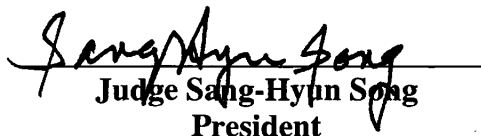
Considering that the Decision elucidates the requirements for inclusion in the list of experts and that the identity of the applicant can be appropriately protected through the use of redactions, the Presidency, on 28 October 2009, indicated that it was minded to publish the Decision in a redacted form;

Noting that the Registrar has not put forward any reasons for retaining the classification of the Decision or the need for any other redactions prior to its publication;

*Hereby*

Decides to file the attached decision as a public redacted version of ICC-RoR56-02/09-3-Conf.

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

  
Judge Sang-Hyun Song  
President

Dated this 5 November 2009

At The Hague, The Netherlands

<sup>1</sup> ICC-RoR56-02/09-1-Conf-Anxl.

<sup>2</sup> ICC-RoR56-02/09-3-Conf.

<sup>3</sup> Decision, paragraph 20.

<sup>4</sup> ICC-RoR56-02/09-4-Conf-Anx.