

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/05  
Date of the public  
redacted version:  
**3 February 2014**  
Date of the original:  
**23 September 2013**

**PRE-TRIAL CHAMBER II**

**Before: Judge Cuno Tarfusser, Single Judge**

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC**

**Public redacted version**

**Decision convening a status conference**

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

**The Office of the Prosecutor                      Counsel for the Defence**

**Legal Representatives of Victims      Legal Representatives of Applicants**

**Unrepresented Victims                      Unrepresented Applicants for  
Participation/Reparation**

**The Office of Public Counsel for      The Office of Public Counsel for the  
Victims                                      Defence**

**States Representatives                      Independent counsel appointed by  
the Chamber  
[REDACTED]**

## **REGISTRY**

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|---------------------------------------|--------------------------|
| <b>Registrar and Deputy Registrar</b> | <b>Detention Section</b> |
| Herman von Hebel                      |                          |
| Didier Preira                         |                          |

|                                   |               |
|-----------------------------------|---------------|
| <b>Victims and Witnesses Unit</b> | <b>Others</b> |
|-----------------------------------|---------------|

**Victims Participation and  
Reparations Section**

I, Judge Cuno Tarfusser, acting as Single Judge of Pre-Trial Chamber II the International Criminal Court “responsible for addressing and determining the issues arising in connection with the Prosecutor’s Request [for judicial assistance to obtain evidence for investigation under article 70 of the Statute in the situation in the situation in the Central African Republic]”,<sup>1</sup> hereby convenes a status conference in the presence of [REDACTED], independent counsel entrusted by the Chamber with the task of reviewing certain investigative materials in connection with the Prosecutor’s investigation into potential offences against the administration of the administration of justice under article 70 of the Rome Statute and rule 165 of the Rules of Procedure and Evidence.

1. On 29 July 2013, the Single Judge, upon request of the Prosecutor,<sup>2</sup> issued the “Decision on the Prosecutor’s ‘Request for judicial order to obtain evidence for investigation under Article 70’” (the “Decision”), whereby he, *inter alia*: (i) authorised the Prosecutor to seize the relevant authorities of Belgium and of the Netherlands, with a view to collecting logs and recordings of telephone calls placed or received by Mr Aime Kilolo and Mr Jean-Jacque Mangenda; and (ii) appointed, through the Registrar, [REDACTED] as independent counsel tasked with (a) reviewing the logs of telephone calls either placed or received by Mr Aime Kilolo and Mr Jean-Jacque Mangenda made available by the relevant Belgian and Dutch authorities, with a view to identifying any calls received from or placed parties connected with the investigation; (b) listening to the recordings of any and all such calls; and (c) transmitting to the Prosecutor the relevant

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<sup>1</sup> ICC-01/05-45-Conf-Exp.

<sup>2</sup> ICC-01/05-51-Conf-Exp and annexes attached thereto.

portions of any and all such calls which might be of relevance for the purposes of the investigation.<sup>3</sup>

2. On 2 August 2013, the Registrar filed in the record of the situation the registration of the appointment of [REDACTED] in accordance with the Decision.<sup>4</sup>

3. On 30 August 2013, during a status conference held in closed session before the Single Judge,<sup>5</sup> representatives of the OTP and [REDACTED] provided an update as to the activities taken in accordance with the Decision, and several aspects relating to the implementation of the Decision were discussed. The Single Judge stated *inter alia* that it would be important that status conferences be held on a regular basis.<sup>6</sup>

4. The Single Judge notes that [REDACTED] requested that a status conference be convened, in order to allow [REDACTED] to provide an update on the progress of the activities [REDACTED] has so far undertaken pursuant to [REDACTED] mandate.

5. The Single Judge takes the view that, considering the time elapsed since 30 August 2013, it is indeed appropriate to convene a status conference, with a view to receiving from [REDACTED] an update as to the progress of [REDACTED] work, including information as to measures which have been, or might be, envisaged for the purposes of managing [REDACTED] work.

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<sup>3</sup> ICC-01/05-52-Conf-Exp.

<sup>4</sup> ICC-01/05-53-Conf-Exp and annex attached thereto.

<sup>5</sup> ICC-01/05-T-2-CONF-EXP-ENG.

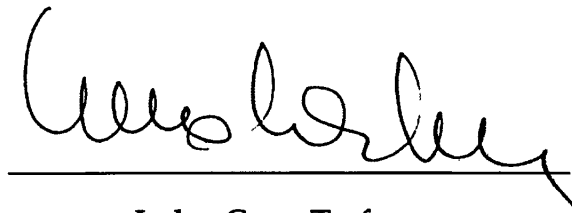
<sup>6</sup> ICC-01/05-T-2-CONF-EXP-ENG, page 20, lines 24-25.

6. The status conference will take place on 25 September 2013 at 11.00 hours in Courtroom II and, considering its subject-matter, will be held in closed session.

**FOR THESE REASONS, THE SINGLE JUDGE HEREBY**

**CONVENES** a status conference to be held on 25 September 2013 at 11.00 hours in Courtroom II, in closed session, in the presence of [REDACTED].

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

A handwritten signature in black ink, appearing to read 'Cuno Tarfusser', written over a horizontal line.

**Judge Cuno Tarfusser  
Single Judge**

Dated this Monday, 3 February 2014

The Hague, The Netherlands