

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-RoR221-01/14

Date: 19 March 2014

THE PRESIDENCY

Before: Judge Sang-Hyun Song, President
Judge Sanji Mmasenono Monageng, First Vice-President
Judge Cuno Tarfusser, Second Vice-President

Public with Public Redacted Annex I

Order reclassifying the Decision on the “Application to the Presidency pursuant to regulation 221(1) of the Regulations of the Registry for judicial review of the Registrar’s Decision notified on 7 February 2014”, ICC-RoR221-01/14-4-Conf-Exp

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

REGISTRY

Registrar
Mr. Herman von Hebel

Detention Section
Mr. Harry Tjonk

The Presidency of the International Criminal Court (“Court”),

In the application for judicial review, pursuant to regulation 221(1) of the Regulations of the Registry, of the Registrar’s decision dated 3 February 2014 which confirmed the Chief Custody Officer’s decision dated 13 January 2014 rejecting the Applicant’s complaint concerning the refusal of his request to place a telephone call on 28 December 2013;¹

NOTING the Presidency’s Decision dated 28 February 2014 on the “Application to the Presidency pursuant to regulation 221(1) of the Regulations of the Registry for judicial review of the Registrar’s Decision notified on 7 February 2014”, filed with a confidential *ex parte* classification, made available only to the Applicant and to the Registrar (“Decision”);²

NOTING that in the Decision, the Presidency considered that there appeared to be no *prima facie* reason to justify maintaining the confidential *ex parte* status of the Decision, subject to ensuring the redaction of any information which may identify the Applicant, the Other Detainee, and the Guard;³

NOTING further the Registrar’s request in the clarifications and submissions filed on 19 February 2014, not to make public certain limited information pertaining to the internal management of the detention centre;⁴

NOTING that in the Decision, the Presidency ordered the Applicant and the Registrar to provide reasons, if any, for retaining the confidential *ex parte* classification of the Decision;⁵

CONSIDERING that neither the Applicant nor the Registrar has submitted reasons for retaining the confidential *ex parte* classification of the Decision;

HEREBY ISSUES a public redacted version of the Decision (Annex I) and ORDERS the Detention Section to provide a copy of this Order and Annex I to the Applicant and his Counsel.

¹ ICC-RoR221-01/14-1-Conf-Exp-Anx1.

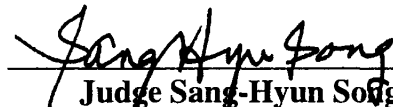
² ICC-RoR221-01/14-4-Conf-Exp.

³ ICC-RoR221-01/14-4-Conf-Exp, para. 34.

⁴ ICC-RoR221-01/14-3-Conf-Exp, page 3.

⁵ ICC-RoR221-01/14-4-Conf-Exp, para. 35.

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


Judge Sang-Hyun Song
President

Dated this 19 March 2014

At The Hague, The Netherlands