

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/04-01/07**

Date: **9 April 2014**

THE APPEALS CHAMBER

Before: Judge Sanji Mmasenono Monageng, Presiding Judge
Judge Sang-Hyun Song
Judge Cuno Tarfusser
Judge Erkki Kourula
Judge Joyce Aluoch

SITUATION IN THE DEMOCRATIC REPUBLIC OF CONGO

**IN THE CASE OF
THE PROSECUTOR v. GERMAIN KATANGA**

Public Document

Defence Notice of Appeal against the decision of conviction '*Jugement rendu en application de l'article 74 du Statut*' rendered by Trial Chamber II, 7th March 2014

Source: Defence for Mr Germain Katanga

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

to:

The Office of the Prosecutor

Ms Fatou Bensouda

Mr James Stewart

Ms Helen Brady

Counsel for the Defence for Germain

Katanga

Mr David Hooper Q.C.

Ms Caroline Buisman

Ms Kate Gibson

Ms Natalie Wagner

Ms Sophie Menegon

Legal Representatives of Victims

Mr Jean-Louis Gilissen

Mr Fidel Nsita Luvengika

REGISTRY

Registrar

Mr Herman von Hebel

1. On 7th March 2014, Trial Chamber II rendered its Judgement under Article 74 of the Statute,¹ convicting the Appellant, Mr Germain Katanga, on five charges, namely:

Murder constituting a crime against Humanity
 Wilful killing constituting a war crime
 Intentional attack against the civilian population constituting a war crime
 Destruction of property as a war crime
 Pillaging as a war crime

2. Pursuant to Rule 150(1) of the Rules of Procedure and Evidence, an appeal against a decision of conviction under Article 74 may be filed with the Registry not later than 30 days from the date on which the party filing the appeal is notified of the decision.

3. By Regulation 57 of the Regulations of the Court,

For the purposes of rule 150, the appellant shall file a notice of appeal which shall state:

- (a) The name and number of the case;
- (b) The date of the decision of conviction or acquittal, sentence or reparation order appealed against;
- (c) Whether the appeal is directed against the whole decision or part thereof;
- (d) The relief sought.

NOTICE OF APPEAL

4. The Appellant, pursuant to Article 81(1)(b), Rule 150(1) and Regulation 57 hereby gives notice of appeal against his conviction on 7th April 2014.

(a) Name of Case and Case Number:

Situation in the Democratic Republic of Congo.

The Prosecutor v. Germain Katanga

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(b) The date of the decision of conviction:

¹ ICC-01/04-01/07-3436, Jugement rendu en application de l'article 74 du Statut.

7th March 2014.

(c) Whether the appeal is directed against the whole decision or part thereof:

The whole of the decision of conviction is appealed.

(d) The relief sought:

That the decision of conviction on each charge be reversed.

5. In accordance with Regulation 58 of the Regulations of the Court, as varied by the decision of the Appeals Chamber of 4th April 2014² extending the time limit for the filing of the document in support of appeal, the Appellant will file the document in support of this appeal no later than 8 September 2014.

Respectfully submitted,



David Hooper Q.C

Dated this 9th April 2014

London

² ICC-01/04-01/07-3454, Decision on the requests of Mr Germain Katanga and the Prosecutor relating to the time limits for their filings on appeal.