



Original: English

No.: ICC-RoC85-02/14
Date: 09 June 2014

THE PRESIDENCY

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

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

**IN THE CASE OF
THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO,
AIMÉ KILOLO MUSAMBA, JEAN-JAQUES MANGENDA KABONGO,
FIDÈLE BABALA WANDU and NARCISSE ARIDO**

Public Document

Order concerning the “Decision on the application for judicial review of the ‘Decision of the Registrar on Legal Assistance paid by the Court dated 17 April 2014 (CSS/2014/269)’ notified on 2 may [sic] 2014, ICC-01/05-01/13” of 12 May 2014 (ICC-RoC85-02/14-2-Conf-Exp)

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

Fatou Bensouda
James Stewart
Kweku Vanderpuye

Counsel for Jean-Pierre Bemba Gombo

Nicholas Kaufman

Counsel for Aimé Kilolo Musamba

Ghislain Mabanga

Counsel for Jean-Jacques Mangenda Kabongo

Jean Flamme

Counsel for Fidèle Babala Wandu

Jean-Pierre Kilenda Kakengi Basila

Counsel for Narcisse Arido

Göran Sluiter

Legal Representatives of Victims**Legal Representatives of Applicants****The Office of Public Counsel for Victims****The Office of Public Counsel for the Defence****States Representatives****REGISTRY****Registrar**

Herman von Hebel

Counsel Support Section

Esteban Peralta Losilla

Other

Pre-Trial Chamber II

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

In the application of Mr Narcisse Arido (“Applicant”) pursuant to regulation 85(3) of the Regulations of the Court for judicial review of the Registrar’s decision on legal assistance paid by the Court filed on 2 May 2014, with a confidential *ex parte* classification;¹

NOTING the Presidency’s “Decision on the application for judicial review of the ‘Decision of the Registrar on Legal Assistance Paid by the Court dated 17 April 2014 (CSS/2014/269)’ notified on 2 may [*sic*] 2014, ICC-01/05-01/13” filed on 12 May 2014, with a confidential *ex parte* classification, made available only to the Registrar and the Applicant (“Decision”);²

NOTING the Presidency’s “Order on the reclassification of the ‘Decision on the application for judicial review of the ‘Decision of the Registrar on Legal Assistance paid by the Court dated 17 April 2014 (CSS/2014/269)’ notified on 2 may [*sic*] 2014, ICC-01/05-01/13’ of 12 May 2014 (ICC-RoC85-02/14-2-Conf-Exp)” filed on 30 May 2014 (“Order”);³

NOTING that in the Order, the Presidency considered that “in the present case there seems to be no *prima facie* reason to justify maintaining the confidential status of the Decision as a whole, including information identifying the Applicant”;⁴

NOTING that in the Order, the Presidency ordered the Applicant and the Registrar to indicate and provide reasons for what information, if any, in the Decision should remain confidential;⁵

NOTING the Registrar’s “Observations pursuant to the ‘Order on the reclassification of the ‘Decision on the application for judicial review of the ‘Decision of the Registrar on Legal Assistance paid by the Court dated 17 April 2014 (CSS/2014/269)’ notified on 2 may [*sic*] 2014, ICC-01/05-01/13’ of 12 May 2014 (ICC-RoC85-02/14-2-ConfExp)” filed on 5 June 2014,⁶ stating that “the Registrar has not identified any information that should remain confidential”;⁷

¹ ICC-RoC85-02/14-1-Conf-Exp.

² ICC-RoC85-02/14-2-Conf-Exp.

³ ICC-RoC85-02/14-5-Conf-Exp.

⁴ ICC-RoC85-02/14-5-Conf-Exp, page 3.

⁵ ICC-RoC85-02/14-5-Conf-Exp, page 3.

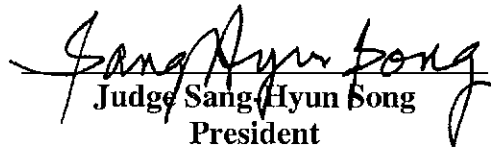
⁶ ICC-RoC85-02/14-6-Conf-Exp.

⁷ ICC-RoC85-02/14-6-Conf-Exp, page 4.

NOTING the Applicant's "Observations on the Presidency's 'Order on the Reclassification of the Decision of the Registrar on Legal Assistance Paid by the Court Dated 17 April 2014 (CSS/2014/269)' (ICC-RoC85-02/14-5-Conf-Exp)" filed on 6 June 2014,⁸ stating that "[the Applicant] does not consider that any information in the Decision should remain confidential, and therefore does not have any objection to the whole decision becoming public";⁹

HEREBY ORDERS the Registrar to reclassify the Decision as public.

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


Judge Sang-Hyun Song
President

Dated this 9 June 2014

At The Hague, The Netherlands

⁸ ICC-RoC85-02/14-7-Conf-Exp.

⁹ ICC-RoC85-02/14-7-Conf-Exp, para. 4.