



Original: **French**

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

Date: **3 March 2017**

**TRIAL CHAMBER II**

**Before:** Judge Marc Perrin de Brichambaut, Presiding Judge  
Judge Olga Herrera Carbuccion  
Judge Péter Kovács

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO**

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

**Public Document**

**Order Setting a Deadline for the Submission of Observations on the Application  
by the Common Legal Representative of Victims of 2 March 2017**

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

**Office of the Prosecutor**

**Counsel for Germain Katanga**

Mr David Hooper

Ms Caroline Buisman

**Legal Representatives of Victims**

Mr Fidel Nsita Luvengika

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparations**

**States' Representatives**

**Office of Public Counsel for the  
Defence**

## **REGISTRY**

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**Registrar**

Mr Herman von Hebel

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

Mr Philipp Ambach

**Other**

Mr Pieter de Baan

**TRIAL CHAMBER II** (“Chamber”) of the International Criminal Court, acting pursuant to article 75 of the Rome Statute (“Statute”), hereby orders as follows:

### **I. Background**

1. On 2 March 2017, the Common Legal Representative of Victims (“Legal Representative”) filed an application for resumption of action brought by Applicant a/0142/08.<sup>1</sup> (“Application for Resumption of Action”). The Legal Representative also informed the Chamber of the death of four applicants for reparations.<sup>2</sup>

2. The Chamber considers that, since it will pronounce the order for reparations pursuant to article 75(2) of the Statute on 24 March 2017<sup>3</sup> and that the concerns raised by the Legal Representative could affect such an order, it would be proper to set a deadline for the Defence for Germain Katanga (“Defence”) to submit observations on the Application for Resumption of Action.

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<sup>1</sup> “*Demande de reprise de l’action introduite par la victime a/0142/08 et informations relatives à la situation de certaines victimes*”, 2 March 2017, ICC-01/04-01/07-3725-Conf, and one confidential annex, *ex parte* Victims Participation and Reparations Section and the Legal Representative. A public redacted version of the Application for Resumption of Action and a confidential redacted version of the annex were filed on the same day.

<sup>2</sup> Application for Resumption of Action, para. 16.

<sup>3</sup> “Decision setting the Date for the Pronouncement of the Order for Reparations”, 22 February 2017, ICC-01/04-01/07-3724-tENG.

**FOR THESE REASONS, the Chamber,**

**INSTRUCTS** the Defence to submit observations on the Application for Resumption of Action by 8 March 2017.

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

[signed]

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**Judge Marc Perrin de Brichambaut**  
**Presiding Judge**

[signed]

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**Judge Olga Herrera Carbuccion**

[signed]

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**Judge Péter Kovács**

Dated this 3 March 2017

At The Hague, Netherlands