



Original: **English**

No.: **ICC-01/04-02/06**

Date: **4 June 2019**

**THE PRESIDENCY**

**Before:** Judge Chile Eboe-Osuji, President  
Judge Marc Perrin de Brichambaut, Second Vice-President  
Judge Howard Morrison

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

**IN THE CASE OF  
*THE PROSECUTOR V. BOSCO NTAGANDA***

**Public with public annex**

**Notification of the Observations of Judge Ozaki in relation to the ‘Request for Disqualification of Judge Ozaki’ dated 20 May 2019 (ICC-01/04-02/06-2347-Red)**

**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 Nicole Sampson

**Counsel for the Defence**

Mr Stéphane Bourgon  
Mr Christopher Gosnell

**Legal Representatives of the Victims**

Ms Sarah Pellet  
Mr Alejandro Kiss

**Legal Representatives of Applicants**

Mr Dmytro Suprun  
Ms Anne Grabowski

**Unrepresented Applicants  
(Participation/Reparation)**

**Unrepresented Victims**

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

**The Office of Public Counsel for Victims**

**States' Representatives**

**REGISTRY**

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**Registrar**

Mr Peter Lewis

**Other**

Trial Chamber VI

**Victims and Witness Unit**

**Victims Participation and Reparations  
Section**

The Presidency of the International Criminal Court;

In the case of *The Prosecutor v. Bosco Ntaganda*;

Noting that on 14 May 2019, the Presidency, in consultation with all judges, invited Mr Bosco Ntaganda to make any request for the disqualification of Judge Ozaki which he may wish to make, further setting out a time frame for the parties and participants to respond to any such request, as well as for Judge Ozaki, pursuant to article 41(2)(c) of the Rome Statute and rule 34(2) of the Rules of Procedure and Evidence to provide any comments on any request for disqualification;<sup>1</sup>

Noting the application from the Defence of Mr Bosco Ntaganda for disqualification of Judge Ozaki from Trial Chamber VI dated 20 May 2019 ('Application');<sup>2</sup>

Noting that, on 31 May 2019, Judge Ozaki sent her written observations in response to the Application by way of email to the Presidency;

*Hereby* annexes such observations.

*Hereby* orders the Registrar to transmit this notification to all parties and participants in the case.

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



**Judge Chile Eboe-Osuji**  
**President**

Dated this 4 June 2019

At The Hague, The Netherlands

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<sup>1</sup> Decision on the "Request for Reconsideration of the Decision of the Judges Concerning Judge Ozaki Pursuant to Article 40 of the Rome Statute" (ICC-01/04-02/06-2337) and the "Request for Reconsideration of 'Decision concerning the "Request for disclosure concerning the Decision of the plenary of Judges on the judicial independence of Judge Ozaki", the "Request for disclosure concerning the visit of the Registrar to Japan on 21 and 22 January 2019"' (Filing #2336), and for Additional Disclosure" (ICC-01/04-02/06-2339) and related requests, ICC-01/04-02/06-2346.

<sup>2</sup> Request for Disqualification of Judge Ozaki, 20 May 2019, ICC-01/04-02/06-2347-Conf, with Confidential Annexes A, B, and C.