

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No: ICC-01/04-01/06

Date: 19 April 2006

**PRE-TRIAL CHAMBER I**

**Before: Judge Sylvia Steiner, Single Judge**

**Registrar: Mr Bruno Cathala**

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO  
IN THE CASE OF  
THE PROSECUTOR  
*v.* THOMAS LUBANGA DYILO**

**Public Document**

**Decision Concerning the Reclassification of the Redacted Versions of Documents  
ICC-01/04-01/06-32-US-Exp and ICC-01/04-01/06-32-Conf-AnxC as Public**

**The Office of the Prosecutor**

Mr Luis Moreno-Ocampo, Prosecutor

Ms Fatou Bensouda, Deputy Prosecutor

Mr Ekkehard Withopf, Senior Trial Lawyer

**Counsel for the Defence**

Mr Jean Flamme

**I, Judge Sylvia Steiner**, judge at the International Criminal Court (the “Court”);

**NOTING** the “Decision to Unseal and Reclassify Certain Additional Documents in the Record of the Case against Mr Thomas Lubanga Dyilo” (the “Decision”),<sup>1</sup> issued by Judge Sylvia Steiner acting as single judge of Pre-Trial Chamber I, by which:

- (i) it was noted that the Prosecution filed documents ICC-01/04-01/06-39-US-AnxA and ICC-01/04-01/06-39-US-AnxD, which are redacted versions for the Defence of documents ICC-01/04-01/06-32-US-Exp and ICC-01/04-01/06-32-Conf-AnxC;
- (ii) a decision was taken to reclassify documents ICC-01/04-01/06-39-US-AnxA and ICC-01/04-01/06-39-US-AnxD as confidential;
- (iii) the Prosecution was requested to make any further redactions it deemed necessary to make both documents accessible to the public;<sup>2</sup>

**NOTING** the “Submission of Redacted Documents”,<sup>3</sup> filed by the Prosecution on 6 April 2006, in which the prosecution stated that no further redactions were necessary to make the above-mentioned documents accessible to the public;<sup>4</sup>

**NOTING** articles 57 (3) (c), 67 (1) and 68 (1) of the Rome Statute (the “Statute”) and rules 87 and 88 of the Rules of Procedure and Evidence (the “Rules”);

**CONSIDERING** that there is no reason for documents ICC-01/04-01/06-39-Conf-AnxA and ICC-01/04-01/06-39-Conf-AnxD to remain confidential;

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<sup>1</sup> ICC-01/04-01/06-46.

<sup>2</sup> *Idem*, pp. 5 and 6.

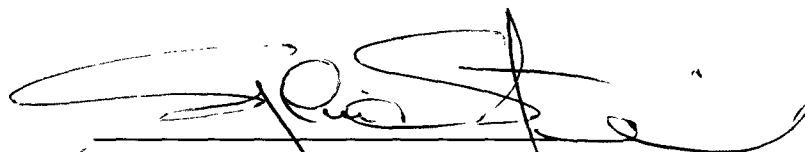
<sup>3</sup> ICC-01/04-01/06-69.

<sup>4</sup> *Idem*, para. 5.

**FOR THESE REASONS**

**DECIDE** to reclassify documents ICC-01/04-01/06-39-Conf-AnxA and ICC-01/04-01/06-39-Conf-AnxD as public.

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



**Judge Sylvia Steiner**  
**Single Judge**

Dated this Wednesday 19 April 2006

At The Hague

The Netherlands