

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original. English

No.: ICC-01/04  
Date 21 August 2009

**PRE-TRIAL CHAMBER I**

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

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

**Public Document**

**Decision concerning the Reclassification of document ICC-01/04-325-Conf-Exp  
and its Annexes**

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

**The Office of the Prosecutor**  
Mr Luis Moreno Ocampo

**Counsel for the Defence**

**Legal Representatives of the Victims**

**Legal Representatives of the Applicants**

Ms Carine Bapita Buyangandu

Mr Sylvestre Bismwa

Mr Michael Verhaege

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

**The Office of Public Counsel for  
Victims**

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

Mr Xavier-Jean Keita, Principal Counsel

**States Representatives**

**Amicus Curiae**

## **REGISTRY**

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**Registrar**

Ms Silvana Arbia

**Defence Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

**I, Judge Sylvia Steiner**, Single Judge responsible for carrying out the functions of Pre-Trial Chamber I in relation to the proceedings of the situation in the Democratic Republic of the Congo and any cases emanating therefrom;

**NOTING** the “Decision authorizing the filing of observations on applications for participation in the proceedings” of 23 May 2007 (the “23 May 2007 Decision”), whereby the Single Judge ordered the Registry to provide the Prosecution and the Office of Public Counsel for the Defence with a copy of the victims’ applications for participation,<sup>1</sup>

**NOTING** Regulation 23 bis (3) of the Regulations of the Court,

**NOTING** the information provided to the Single Judge by the Registry, according to which the Prosecution requested access to document ICC-01/04-325-conf-Exp + Anxs 1 to 30 through TRIM;

**NOTING** the information provided to the Single Judge by the Registry that, for the purpose of facilitating access to such document through TRIM, it is necessary for the Single Judge to reclassify the level of confidentiality of the document;

**CONSIDERING** that the electronic copies of victims’ applications for participation were already given to the Prosecution and the Office of Public Counsel for the Defence in accordance with the 23 May 2007 Decision;

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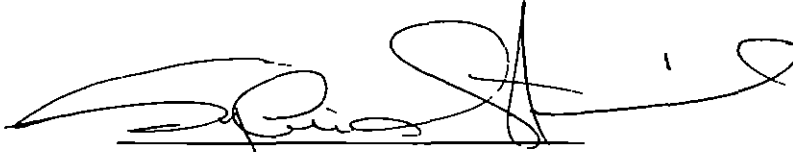
<sup>1</sup> ICC-01/04-329

**CONSIDERING** therefore that, at this stage of the proceedings, the proper reclassification on the confidentiality level of the document and its annexes is necessary and appropriate to facilitate access through TRIM by the Prosecution and the Office of Public Counsel for the Defence to such applications,

**FOR THESE REASONS,**

**DECIDE** to reclassify document ICC-01/04-325-conf-Exp+Annxs 1 to 30 as Confidential, Ex parte, Prosecution and Office of the Public Counsel for the Defence only

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



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

Dated this Friday 21 August 2009

At The Hague,

The Netherlands