



KATANGA / NGUDJOLO CHUI

INFORMAL WEEKLY SUMMARY  
MARCH 21<sup>ST</sup> - MARCH 25<sup>TH</sup> 2011

Situation Case	Democratic Republic of Congo 01/04-01/07 The Prosecutor vs. Germain Katanga and Mathieu Ngudjolo Chui	<u>Germain Katanga</u> : born 1978 in Mambassa, Ituri district, Eastern Province; National of the DRC; Alleged commander of the Force de résistance patriotique en Ituri (FRPI).
Hearing: Chamber:	Trial Proceedings Trial Chamber II: Judge Bruno Cotte (Presiding Judge), Judge Fatoumata Dembele Diarra, Judge Christine van den Wyngaert	<u>Mathieu Ngudjolo Chui</u> : born 1970 in Bunia, Ituri district, Eastern Province; National of the DRC; Alleged former leader of the Front des nationalistes et intégrationnistes (FNI).
Parties:	OTP: Mr Eric McDonald, Mr Garcia, Ms Dianne Luping, Mr Gilles Dutertre and team; Defence Mr Katanga: Mr. David Hooper, Mr. Andreas O'Shea and team; Defence Mr Ngudjolo: Mr. Jean-Pierre Kilenda Kakengi Basila, and team;	Alleged crimes: <u>Germain Katanga and Mathieu Ngudjolo Chui</u> allegedly jointly committed, through other persons: <ul style="list-style-type: none"> <li>o Crimes against humanity: Murder, sexual slavery and rape;</li> <li>o War crimes: Using children under the age of 15 to take active part in hostilities; deliberately directing an attack on a civilian population as such or against individual civilians not taking direct part in hostilities; willful killing; destruction of property; pillaging; sexual slavery; rape.</li> </ul>
Participants	365 victims represented by Legal Representatives for Victims: Mr. Fidel Nsita Luvengika and Mr. Jean-Louis Gilissen	
Start of Trial:	24 November 2009	

This week, witness 236 (2<sup>nd</sup> witness for the Defence of Germain Katanga), started giving testimony.

Witness 236 - Mr. Njabu, was the national president of the FNI<sup>1</sup> prior to his arrest in 2005. The witness has been detained in the DRC for the last six years.

28 & 29 March 2011 - No Hearing

30 March 2011 - The witness was sworn in and the Defence of Mr. Katanga began its examination-in-chief.

During the Defence's examination-in-chief, the witness provided insight on:

- **His arrest and current detention in the DRC:** The witness had been arrested in 2005 in Kinshasa while holding the position of national president of the FNI.

<sup>1</sup> *Front des Nationalistes et Intégrationnistes* ('FNI'). English: The Nationalist and Integrationist Front. Is a Lendu rebel group active in the Ituri conflict in Ituri, Democratic Republic of the Congo, of which Mr. Ngudjolo Chui was the alleged leader.

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The witness indicated that he had been detained for six years, but has never been convicted of any charge nor has the DRC ever investigated any crimes he had allegedly committed.

- **Flight from Bunia:** The witness testified that members of RCD-KML<sup>2</sup> in Bunia were constantly harassed by the UPC<sup>3</sup>, and in July 2002 the RCD-KML fled to Beni. However, the RCD-KML has never given up on regaining control over the District of Ituri.
- **Meeting and election in Beni:** After fleeing from Bunia, a meeting took place in Beni in order to discuss returning to Bunia, since the RCD-KML and the former Government wanted to regain control over Ituri. It was at that meeting that the witness was elected as coordinator of all activities related to regaining control over Ituri. According to the witness, Mr. Katanga was not present at the meeting.
- **The Introduction in Beni of the FPRI<sup>4</sup>:** The witness testified that at the meeting in Beni, Dr. Adirodu<sup>5</sup> introduced the FRPI which had been previously formed in Kinshasa. At that time, the FRPI had no interest in becoming a political party, and was only interested in becoming an armed group.
- **The Structure and Purpose of EMOI<sup>6</sup>:** EMOI was an operational integrated general staff, and its task was to regain control over Ituri. The witness testified he had been involved in several meetings and missions involving EMOI. EMOI included several armed groups including the FRPI.
- **EMOI's Control over Military Operations in Ituri:** the witness testified that he had been told that EMOI was directly answerable to staff in Kinshasa, and that logistical requests in relation to operations in Ituri were forwarded directly to Kinshasa.
- **Supply of Weapons:** The witness testified that while in Beni, he had personally taken part in an operation to supply weapons and ammunition to the Ituri region. According to the witness, the arms came from Kinshasa, where arms had been specifically reserved for EMOI.

31 March & 1 April 2011 - No hearings
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<sup>2</sup> The RCD-Kisangani-Movement for Liberation (RCD-K/ML) now known as The Forces for Renewal (French: *Forces du Renouveau*) is a political party in the Democratic Republic of Congo. The party originated as a breakaway faction of the rebel Rally for Congolese Democracy (RCD).

<sup>3</sup> The *Union des Patriotes Congolais*, (UPC). English: The Union of Congolese Patriots is an armed group in Ituri, northeastern Democratic Republic of the Congo was Hema rebel group active in the Ituri conflict in Ituri, in the Eastern Democratic Republic of the Congo

<sup>4</sup> The *Forces de Résistance Patriotique d'Ituri*, (FRPI). English: The Front for Patriotic Resistance of Ituri, is a Beni-based armed militia and political party in the Ituri Province of northeastern Democratic Republic of the Congo, of which Germain Katanga was the alleged commander.

<sup>5</sup> Dr. Adirodu was at the time an advisor to the Presidency and became the national representative of the RCDKML.

<sup>6</sup> Etat-Major Opérationnel Intégré (EMOI) English: The 'Integrated Operational Head Command'

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