

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

**Original: English**

**No. ICC-02/05-03/09 OA**

**Date: 2 August 2011**

**THE APPEALS CHAMBER**

**Before:**

**Judge Sang-Hyun Song  
Judge Akua Kuenyehia  
Judge Erkki Kourula  
Judge Anita Ušacka  
Judge Daniel David Ntanda Nsereko**

**SITUATION IN DARFUR, SUDAN**

**IN THE CASE OF THE PROSECUTOR v. ABDALLAH BANDA ABAKAER  
NOURAIN and SALEH MOHAMMED JERBO JAMUS**

**Public document**

**Decision on the Presiding Judge of the Appeals Chamber in the appeal of the  
Prosecutor against the decision of Trial Chamber IV entitled "Decision on the  
Prosecution's Request to Invalidate the Appointment of Counsel to the Defence"**

**No: ICC-02/05-03/09 OA**

**1/3**

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

**The Office of the Prosecutor**  
Ms Fatou Bensouda, Deputy Prosecutor  
Mr Fabricio Guariglia

**Counsel for the Defence**  
Mr Karim A. A. Khan

**Legal Representatives of Victims**

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparations**

**The Office of Public Counsel for Victims**

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

**States Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**  
Ms Silvana Arbia

The Appeals Chamber of the International Criminal Court,

In the appeal of the Prosecutor against the decision of Trial Chamber IV entitled “Decision on the Prosecution's Request to Invalidate the Appointment of Counsel to the Defence” of 30 June 2011 (ICC-02/05-03/09-168),

Pursuant to regulation 13 (1) of the Regulations of the Court,

*Renders unanimously* the following

## DECISION

The Presiding Judge in the above-mentioned appeal is Judge Akua Kuenyehia.

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



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**Judge Anita Ušacka**  
**President of the Appeals Division**

Dated this 2<sup>nd</sup> day of August 2011

At The Hague, The Netherlands