

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

**No. ICC-01/04-01/10 OA 3
Date: 19 December 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 THE DEMOCRATIC REPUBLIC OF THE CONGO

IN THE CASE OF THE PROSECUTOR v. CALLIXTE MBARUSHIMANA

URGENT

Public document

**Decision on the Presiding Judge of the Appeals Chamber in the appeal of the
Prosecutor of 19 December 2011 against the decision of Pre-Trial Chamber I
entitled “Decision on the confirmation of charges”**

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 Arthur Vercken

Mr Yael Vias-Gvirsman

REGISTRY

Registrar

Ms Silvana Arbia

A handwritten signature in black ink, appearing to be 'A. Vercken', is located in the bottom right corner of the page.

The Appeals Chamber of the International Criminal Court,

In the appeal of the Prosecutor dated 19 December 2011 against the decision of Pre-Trial Chamber I entitled “Decision on the confirmation of charges” of 16 December 2011 (ICC-01/04-01/10-465-Red), and in the alternative against the decision of Pre-Trial Chamber I entitled “Decision on the Prosecution’s Request for stay of order to release Callixte Mbarushimana” of 19 December 2011 (ICC-01/04-01/10-469),

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 Anita Ušacka.

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



Judge Anita Ušacka
President of the Appeals Division

Dated this 19th day of December 2011

At The Hague, The Netherlands