

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

**Original: English**

**No. ICC-01/04-02/12 OA  
Date: 19 December 2012**

**THE APPEALS CHAMBER**

**Before:**  
**Judge Sang-Hyun Song**  
**Judge Sanji Mmasenono Monageng**  
**Judge Cuno Tarfusser**  
**Judge Erkki Kourula**  
**Judge Ekaterina Trendafilova**

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

**IN THE CASE OF THE PROSECUTOR v. MATHIEU NGUDJOLO CHUI**

**Public document**

**Decision on the Presiding Judge of the Appeals Chamber in the appeal of the  
Prosecutor against the oral decision of Trial Chamber II pursuant to article 81  
(3) (c) (i) of the Statute of 18 December 2012**



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

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

**Counsel for the Defence**  
Mr Jean-Pierre Kilenda Kakengi Basila  
Mr Jean-Pierre Fofé Djofia Malewa

**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 oral decision of Trial Chamber II pursuant to article 81 (3) (c) (i) of the Statute of 18 December 2012, (ICC-01/04-02/12-T-3-FRA),

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

*Renders* the following

## DECISION

The Presiding Judge in the above-mentioned appeal is Judge Sang-Hyun Song.

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



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**Judge Erkki Kourula**  
**President of the Appeals Division**

Dated this 19<sup>th</sup> day of December 2012

At The Hague, The Netherlands