

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/11-01/11
Date: 13 February 2014

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Hans-Peter Kaul
Judge Christine Van den Wyngaert

SITUATION IN LIBYA

**IN THE CASE OF *THE PROSECUTOR v. SAIF AL-ISLAM GADDAFI and
ABDULLAH AL-SENUSSI***

Public

Decision designating a single judge

Decision to be notified, in accordance with Regulation 31 of the Regulations of the Court, to:

The Office of the Prosecutor
Fatou Bensouda
James Stewart

Counsel for Saif Al-Islam Gaddafi
John R.W.D. Jones

Counsel for Abdullah Al-Senussi
Benedict Emmerson

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

States Representatives

Others

REGISTRY

Registrar
Herman von Hebel

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Counsel Support Section

Pre-Trial Chamber I (the “Chamber”) of the International Criminal Court, having been assigned the situation in Libya,¹ from which the case of *The Prosecutor v. Saif Al-Islam Gaddafi and Abdullah Al-Senussi* emanates, renders the following decision designating a single judge.

1. The Chamber notes that article 39(2)(b)(iii) of the Rome Statute (the “Statute”) provides that the functions of the Pre-Trial Chamber shall be carried out either by three judges of the Pre-Trial Division or by a single judge of that division in accordance with the Statute and the Rules of Procedure and Evidence (the “Rules”).
2. Article 57(2)(b) of the Statute further provides that in all cases other than those listed in article 57(2)(a) of the Statute, a single judge of the Pre-Trial Chamber may exercise the functions provided for in the Statute, unless otherwise provides for in the Rules or by a majority of the Pre-Trial Chamber.
3. The Chamber further recalls rule 7(1) of the Rules and regulation 47(1) of the Regulations of the Court, which provide that the designation of a single judge shall be based on objective criteria agreed upon by the Chamber, including “consideration of the issues involved and the circumstances of the proceedings before the Chamber, as well as the distribution of work within the Chamber and the proper management and efficiency in the handling of cases”.
4. In light of these criteria, and in particular the need to ensure the proper management, expeditiousness and efficiency of the proceedings, the Chamber considers it appropriate to designate Judge Silvia Fernández de Gurmendi as single judge responsible for carrying out the functions of the Chamber with respect to the present case.

¹ ICC-01/11-1; ICC-01/11-21.

FOR THESE REASONS, THE CHAMBER

DESIGNATES Judge Silvia Fernández de Gurmendi as single judge responsible for carrying out the functions of the Chamber with respect to the case of *The Prosecutor v. Saif Al-Islam Gaddafi and Abdullah Al-Senussi*.

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



Judge Silvia Fernández de Gurmendi
Presiding Judge



Judge Hans-Peter Kaul



Judge Christine Van den Wyngaert

Dated this Thursday, 13 February 2014

At The Hague, The Netherlands