

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05-01/13

Date: 15 August 2014

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Single Judge

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

IN THE CASE OF *THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO, AIMÉ KILOLO MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDÈLE BABALA WANDU and NARCISSE ARIDO*

URGENT

Public

Decision on the “Requête aux fins d’obtenir autorisation de retrait en qualité de Conseil principal de la Défense de M. Aimé Kilolo Musamba (Norme 78 -1 du Règlement de la Cour)”

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

Kweku Vanderpuye

Counsel for Jean-Pierre Bemba Gombo

Nicholas Kaufman

Counsel for Aimé Kilolo Musamba

Ghislain Mabanga

Counsel for Jean-Jacques Mangenda Kabongo

Jean Flamme

Counsel for Fidèle Babala Wandu

Jean-Pierre Kilenda Kakengi Basila

Counsel for Narcisse Arido

Göran Sluiter

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

States Representatives

Others

REGISTRY

Registrar

Herman von Hebel

Detention Section

Victims and Witnesses Unit

Others

**Victims Participation and
Reparations Section**

I, Judge Cuno Tarfusser, having been designated as Single Judge of Pre-Trial Chamber II of the International Criminal Court;

NOTING the “Enregistrement de la déclaration d’acceptation de désignation signée par Maître Ghislain Mabanga Monga Mabanga en qualité de conseil de M. Aimé Kilolo Musamba, et des engagements du conseil prévus aux article 5 du Code de conduite professionnelle des conseils” dated 21 January 2014¹;

NOTING the “Requête aux fins d’obtenir autorisation de retrait en qualité de Conseil principal de la Défense de M. Aimé Kilolo Musamba (Norme 78-1 du Règlement de la Cour)” dated 14 August 2014 (“Request”)², whereby the Defence counsel for Aimé Kilolo Musamba informs the Chamber that his mandate has been terminated by his client and, accordingly, requests leave to withdraw from the present case “avec effet immédiat”;

NOTING the “Annexe 1 confidentielle” at the Request, dated 13 August 2014, whereby Aimé Kilolo Musamba declared, in a signed manuscript paper, the termination of the mandate of Ghislain M. Mabanga³;

NOTING the “Information of the Registrar in relation to the designation of Mr. Paul Djunga by Mr. Aimé Kilolo Musamba” (“Registrar’s Information”)⁴, whereby the Registrar “informs the Chamber of the steps taken by the Registrar in respect of the communications sent by Mr. Aimé Kilolo Musamba on 13 August 2014 regarding his legal representation” and of the appointment of Paul Djunga Mudimbi as the new counsel of Mr Kilolo;

¹ ICC-01/05-01/13-119, Annexes I and III and confidential Annex II thereto.

² ICC-01/05-01/13-631-Conf, confidential Annex 1 to 3 and confidential *ex parte* Annexes 4,5,6,7 thereto.

³ ICC-01/05-01/13-631-Conf.-Anx1.

⁴ ICC-05/05-01/13-635-Conf and Confidential Annexes thereto.

NOTING article 67 of the Statute, rules 20, 21 and 22 of the Rules of Procedure and Evidence and regulation 78(1) of the Regulations of the court;

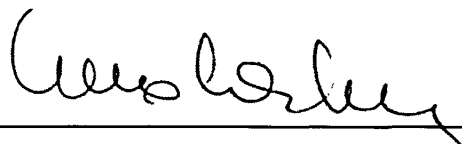
CONSIDERING that, as stated in the Registrar's Information, the appointment of the new counsel will be effective from the moment of the issuance of this decision;

CONSIDERING that there are no reasons justifying the confidentiality of amendments to the composition of a defence team and therefore this decision is classified as public;

FOR THESE REASONS, THE SINGLE JUDGE HEREBY

GRANTS leave to Ghislain M. Mabanga to withdraw from the case;

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



Judge Cuno Tarfusser
Single Judge

Dated this Friday, 15 August 2014

The Hague, The Netherlands