Cour Pénale Internationale



International Criminal Court

Original: English

No.: ICC-02/04-01/05 Date: 21 January 2015

## PRE-TRIAL CHAMBER II

**Before:** 

Judge Ekaterina Trendafilova, Presiding Judge Judge Cuno Tarfusser Judge Christine Van den Wyngaert

## SITUATION IN UGANDA

IN THE CASE OF THE PROSECUTOR v. JOSEPH KONY, VINCENT OTTI, OKOT ODHIAMBO, DOMINIC ONGWEN

Public

Decision Designating a Single Judge

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

<b>The Office of the Prosecutor</b> Fatou Bensouda, Prosecutor James Stewart, Deputy Prosecutor	Counsel for the Defence
Legal Representatives of the Victims	Legal Representatives of the Applicants
Unrepresented Victims	Unrepresented Applicants (Participation/Reparation)
The Office of Public Counsel for Victims	The Office of Public Counsel for the Defence
States' Representatives	Amicus Curiae
REGISTRY	
<b>Registrar</b> Herman von Hebel	Counsel Support Section
Victims and Witnesses Unit	Detention Section
Victims Participation and Reparations Section	Other

**PRE-TRIAL CHAMBER II** (the "Chamber") of the International Criminal Court (the "Court"), having been assigned the situation in Uganda,<sup>1</sup> from which emanates the case of *The Prosecutor v. Joseph Kony, Vincent Otti, Okot Odhiambo and Dominic Ongwen* (the "Case"), renders this decision with a view to ensuring the proper organization of the proceedings in the upcoming period.

1. The Chamber notes that pursuant to article 39(2)(iii) of the Rome Statute (the "Statute"), 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. Furthermore, according to article 57(2)(b) of the Statute, 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 provided for in the Rules or by majority of the Pre-Trial Chamber.

3. The Chamber recalls rule 7(1) of the Rules and regulation 47(1) of the Regulations of the Court according to which the designation of a single judge shall be based on objective criteria agreed upon by the Pre-Trial Chamber, including consideration of the issues involved, the circumstances of the proceedings before the Chamber, the distribution of work within the Chamber and the proper management and efficiency in the handling of cases.

4. The Chamber considers that in light of the abovementioned criteria and in particular, the need to ensure the proper management, expeditiousness and efficiency of the proceedings, it is appropriate to designate Judge Ekaterina Trendafilova as Single Judge responsible for carrying out the functions of the Chamber with respect to the Case.

<sup>&</sup>lt;sup>1</sup> Presidency, "Decision assigning the situation in Uganda to Pre-Trial Chamber II", 5 July 2004, ICC-02/04-1; Presidency, "Decision on the constitution of Pre-Trial Chambers", 3 July 2014, ICC-02/04-01/05-414.

## FOR THESE REASONS, THE CHAMBER HEREBY

- a) designates Judge Ekaterina Trendafilova as Single Judge of Pre-Trial Chamber II responsible for carrying out the functions of the Chamber subject to article 57(2)(a) of the Statute, with respect to the case of *The Prosecutor v. Joseph Kony Vincent Otti, Okot Odhimabo and Dominic Ongwen* until decided otherwise;
- **b)** orders the Registrar to file this decision in the record of the case of *The Prosecutor v. Joseph Kony, Vincent Otti, Okot Odhimabo and Dominic Ongwen.*

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

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A Presid	ling Judge
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Judge Cuno Tarfusser	Judge Christine Van den Wyngaert

Dated this Wednesday, 21 January 2015 At The Hague, The Netherlands