

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-01/09**  
Date: **25 March 2015**

**PRE-TRIAL CHAMBER II**

**Before:** Judge Cuno Tarfusser, Presiding Judge  
Judge Marc Perrin de Brichambaut  
Judge Judge Chang-ho Chung

**SITUATION IN KENYA**

**Public**

**Decision on the Election of the Presiding Judge of Pre-Trial Chamber II**

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

**The Office of the Prosecutor**  
Fatou Bensouda, Prosecutor  
James Stewart, Deputy Prosecutor

**Counsel for Defence**

**Legal Representatives of Victims**

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

**The Office of Public Counsel for  
Victims**  
Paolina Massidda

**The Office of Public Counsel for the  
Defence**  
Xavier-Jean Keïta

**States Representatives**

**Amicus Curiae**

## **REGISTRY**

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**Registrar**  
Herman von Hebel

**Counsel Support Section**  
Esteban Peralta Losilla

**Victims and Witnesses Unit**  
Nigel Verrill

**Detention Section**  
Paddy Craig

**Victims Participation and Reparations  
Section**  
Fiona McKay

**Others**

**THE JUDGES OF PRE-TRIAL CHAMBER I** (the “Chamber”) of the International Criminal Court issue the present decision on the election of the Presiding Judge.

1. On 13 March 2015, the Presidency, based on rule 4*bis* (2) of the Rules of Procedure and Evidence, assigned judges to divisions, whereby *inter alia* Judge Cuno Tarfusser, Marc Perrin de Brichambaut and Judge Chang-ho Chung were assigned to the Pre-Trial Division, in accordance with article 39(1) of the Rome Statute (the “Statute”).<sup>1</sup>
2. On 16 March 2015, the Presidency constituted the Chamber anew and assigned the situation in Kenya to the Chamber.<sup>2</sup>
3. The Judges of the Chamber note regulation 13(2) of the Regulations of the Court, pursuant to which the judges of each Pre-Trial Chamber shall elect from amongst their members a Presiding Judge.
4. The Judges of the Chamber also note the meeting of judges on 24 March 2015 during which it was decided that Judge Cuno Tarfusser will act as the Presiding Judge of the Chamber with immediate effect.

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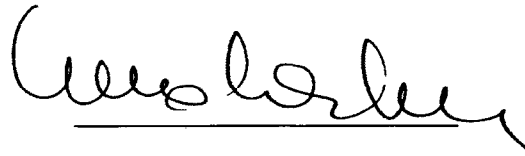
<sup>1</sup> Presidency, Decision assigning judges to divisions, 13 March 2015, ICC-01/09-148.

<sup>2</sup> Presidency, Decision on the constitution of Pre-Trial Chambers and on the assignment of the Mali situation, 16 March 2015, ICC-01/04-149.

**FOR THESE REASONS, THE CHAMBER**

- a) **decides** that Judge Cuno Tarfusser is the Presiding Judge of Pre-Trial Chamber II with immediate effect;
- b) **orders** the Registrar to register this decision in the record of the situation in Kenya and any case emanating therefrom.

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



**Judge Cuno Tarfusser**  
**Presiding Judge**



**Judge Marc Perrin de Brichambaut**



**Judge Chang-ho Chung**

Dated this Wednesday, 25 March 2015

At The Hague, The Netherlands