



Original: **English**

No.: **ICC-01/04-01/06**

Date: **3 August 2015**

THE PRESIDENCY

Before: Judge Joyce Aluoch, First Vice-President
Judge Kuniko Ozaki, Second Vice-President
Judge Sanji Mmasenono Monageng

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

The Prosecutor v. Thomas Lubanga Dyilo

Public with Public Annex I

**Notification of the Decision of the Plenary of Judges on the Defence Application for
the Disqualification of Judge Silvia Fernández de Gurmendi from the case of
*The Prosecutor v. Thomas Lubanga Dyilo***

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

The Office of the Prosecutor

Ms Fatou Bensouda
Mr James Stewart

Counsel for the Defence

Ms Catherine Mabilie
Ms Jean-Marie Biju-Duval
Ms Caroline Buteau

Legal Representatives of the Victims

Mr Luc Walley
Mr Franck Mulenda
Ms Carine Bapita Buyangandu
Mr Joseph Keta Orwinyo
Mr Paul Kabongo Tshibangu

REGISTRY

Registrar


Mr Herman von Hebel

The Presidency of the International Criminal Court notes that on 29 June 2015, Mr Thomas Lubanga Dyilo filed the “Requête urgente de la Défense aux fins de récusation de Mme la juge Silvia Fernández de Gurmendi” (“Application”).¹ The Application seeks the disqualification of Judge Fernández de Gurmendi from the panel of three judges appointed by the Appeals Chamber to review, in accordance with article 110 of the Rome Statute, the sentence imposed on Mr. Lubanga to determine whether it should be reduced.²

A plenary of judges was convened on 15 July 2015 to consider the Application.³

The Presidency hereby notifies the parties and participants of the decision of the Plenary (Annex I) and orders the Registrar to transmit this notification to all parties and participants in the case.

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


Judge Joyce Aluoch

Dated this 3 August 2015

At The Hague, The Netherlands

¹ ICC-01/04-01/06-3139.

² See Decision appointing three judges of the Appeals Chamber for the review concerning reduction of sentence of Mr Thomas Lubanga Dyilo, 15 June 2015, ICC-01/04-01/06-3135.

³ ICC-01/04-01/06-3146.