



Original: **English**

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

Date: **3 June 2016**

THE PRESIDENCY

Before: Judge Silvia Fernández de Gurmendi, President
Judge Joyce Aluoch, First Vice-President
Judge Kuniko Ozaki, Second Vice-President

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

Public

Decision replacing a judge in the Appeals Chamber

Decision 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
 Mr Kweku Vanderpuye

Counsel for Mr Jean-Pierre Bemba Gombo

Ms Melinda Taylor

Counsel for Aimé Kilolo Musamba

Mr Paul Djunga Mudimbi
 Mr Steven Powles

**Counsel for Jean-Jacques Mangenda
 Kabongo**

Mr Christopher Michael Gosnell
 Mr Arthur Vercken

Counsel for Fidèle Babala Wandu

Mr Jean-Pierre Kilenda Kakengi Basila
 Mr Roland Azama Shalie Rodoma

Counsel for Narcisse Arido

Mr Charles Achaleke Taku
 Ms Beth Lyons

REGISTRY

Registrar

Mr Herman von Hebel

THE PRESIDENCY of the International Criminal Court notes the “Decision on Defence request seeking leave to appeal the ‘Decision on request for compensation for unlawful detention’”¹ dated 13 May 2016 (“Appeal”) in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidèle Babala Wandu and Narcisse Arido* (“*Bemba et al.*”).

The Presidency recalls that, on 20 March 2015, it granted the request of Judge Christine Van den Wyngaert for excusal from all future appeals in *Bemba et al.*²

The Presidency notes article 39(1) and (2)(b)(i) of the Rome Statute, rule 38 of the Rules of Procedure and Evidence and regulations 12 and 15(1) of the Regulations of the Court.

The Presidency recalls that, on 20 March 2015, in accordance with the Presidency’s policy of effecting the replacement of a judge by lot from a roster of eligible judges, Judge Van den Wyngaert was replaced in the Appeals Chamber by Judge Péter Kovács for the purpose of six interlocutory appeals in the *Bemba et al.* case.³ The Presidency further recalls its policy that a judge already designated by lot may be subsequently designated to sit on other appeals under article 82 of the Rome Statute that arise in the same case.

The Presidency hereby decides, in the current circumstances, to temporarily attach Judge Kovács, currently assigned to the Pre-Trial Division, to the Appeals Chamber.

The Presidency hereby decides that the Appeals Chamber shall be composed as follows for the Appeal:

Judge Silvia Fernández de Gurmendi

Judge Sanji Mmasenono Monageng

Judge Howard Morrison

Judge Piotr Hofma ski

Judge Péter Kovács

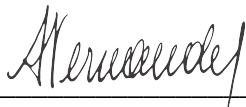
¹ ICC-01/05-01/13-1893.

² ICC-01/05-01/13-863-AnxI.

³ ICC-01/05-01/13-863.

The Presidency orders the Registrar to file and notify this decision to the relevant parties and participants in the case.

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



Judge Silvia Fernández de Gurmendi
President

Dated this 3 June 2016

At The Hague, The Netherlands