



Original: **English**

No.: **ICC-01/05-01/13**  
Date: **4 November 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

**Counsel for Jean-Jacques Mangenda  
Kabongo**

Mr Christopher Michael Gosnell

**Counsel for Fidèle Babala Wandu**

Mr Jean-Pierre Kilenda Kakengi Basila

**Counsel for Narcisse Arido**

Mr Charles Achaleke Taku

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**REGISTRY**

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**Registrar**

Mr Herman von Hebel

**Other**

Appeals Chamber

THE PRESIDENCY of the International Criminal Court notes the “Judgment pursuant to Article 74 of the Statute” rendered by Trial Chamber VII on 19 October 2016 (“Judgment”)<sup>1</sup> 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 further notes “Narcisse Arido’s Notice of Appeal against the Trial Chamber VII’s ‘Judgment pursuant to Article 74 of the Statute’ (ICC-01/05-01/13-1989-Conf)” dated 31 October 2016;<sup>2</sup> the “Notification d’appel de la Défense de M. Fidèle Babala Wandu à l’encontre du jugement rendu en application de l’article 74 du Statut par la Chambre de première instance VII le 19 octobre 2016” dated 2 November 2016;<sup>3</sup> and the “Notice of Appeal” filed by the defence for Mr Jean-Jacques Kabongo Mangenda on 4 November 2016<sup>4</sup> (“Appeals”).

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.*<sup>5</sup>

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 of the Regulations of the Court.

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

The Presidency hereby decides that the Appeals Chamber shall be composed as follows for the purposes of the Appeals, as well as for any other appeal arising from the Judgement and/or any request or motion related thereto:

Judge Silvia Fernández de Gurmendi

Judge Sanji Mmasenono Monageng

Judge Howard Morrison

Judge Piotr Hofmański

Judge Geoffrey Henderson

<sup>1</sup> ICC-01/05-01/13-1989-Conf. A public redacted version of the Judgment was issued on the same day: ICC-01/05-01/13-1989-Red.

<sup>2</sup> ICC-01/05-01/13-1995.

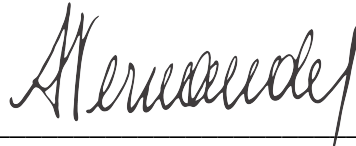
<sup>3</sup> ICC-01/05-01/13-1999.

<sup>4</sup> ICC-01/05-01/13-2006.

<sup>5</sup> ICC-01/05-01/13-863-AnxI.

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.



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**Judge Silvia Fernández de Gurmendi**  
**President**

Dated this 4 November 2016

At The Hague, The Netherlands