



Original: English

No. ICC-02/17
Date: 9 November 2017

PRE-TRIAL CHAMBER III

Before: Judge Antoine Kesia-Mbe Mindua
Judge Chang-ho Chung
Judge Raul C. Pangalangan

SITUATION IN THE ISLAMIC REPUBLIC OF AFGHANISTAN

Public

Decision on the Election of the Presiding Judge

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 the Defence

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

**The Office of Public Counsel for
Victims**

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel, Registrar

Defence Support Section

Victims and Witnesses Unit

Nigel Verrill, Chief

Detention Section

**Victims Participation and Reparations
Section**

Philipp Ambach, Chief

Other

PRE-TRIAL CHAMBER III (the “Chamber”) of the International Criminal Court (the “Court”) issues this decision concerning the election of the Presiding Judge of the Chamber in the situation in the Islamic Republic of Afghanistan (“Afghanistan”).

1. On 30 October 2017, the Prosecutor informed the Presidency of her decision to request judicial authorisation to commence an investigation into the situation in Afghanistan pursuant to regulation 45 of the Regulations of the Court (“Regulations”).¹

2. On 3 November 2017, the Presidency decided “to assign, with immediate effect, the situation in the Islamic Republic of Afghanistan to Pre-Trial Chamber III”.²

3. The Chamber notes regulation 13(2) of the Regulations pursuant to which the Judges of each Pre-Trial Chamber shall elect from amongst their members a Presiding Judge.

4. On 7 November 2017, the Judges of the Chamber decided to elect a Presiding Judge for each situation assigned to the Chamber. In addition, the Judges of the Chamber decided that Judge Antoine Kesia-Mbe Mindua will act as the Presiding Judge of the Chamber in the situation in Afghanistan with immediate effect.

¹ ICC-02/17-1-AnxI.

² The Presidency, *Situation in the Islamic Republic of Afghanistan*, Decision assigning the situation in the Islamic Republic of Afghanistan, 3 November 2017, ICC-02/17-1.

FOR THESE REASONS, THE CHAMBER HEREBY

DECIDES that Judge Antoine Kesia-Mbe Mindua is the Presiding Judge of Pre-Trial Chamber III in the situation in Afghanistan.

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



Judge Antoine Kesia-Mbe Mindua



Judge Chang-ho Chung



Judge Raul C. Pangalangan

Dated this Thursday, 9 November 2017

At The Hague, The Netherlands