

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/04  
Date: 11 March 2008

**PRE-TRIAL CHAMBER I**

**Before:** Judge Akua Kuenyehia, Presiding Judge  
Judge Anita Ušacka  
Judge Sylvia Steiner

**Registrar:** Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO**

**Public Document**

**Decision on the Designation of a Single Judge**

**The Office of the Prosecutor**

Mr Luis Moreno Ocampo, Prosecutor  
Mrs Fatou Bensouda, Deputy Prosecutor

**Legal Representatives for the Victims**

Mr Emmanuel Daoud  
Mr Luc Walley  
Mr Frank Mulenda  
Ms Carine Bapita Buyangandu  
Mr Michel Shebele  
Mr Patrick Baudoin  
Mr Michael Verhaeghe  
Mr Sylvestre Bisimwa  
Mr Joseph Keta

**Office of Public Counsel for the Defence**

Mr Xavier-Jean Keïta

**Office of Public Counsel for the Victims**

Ms Paolina Massidda

**PRE-TRIAL CHAMBER I** of the International Criminal Court (“the Chamber” and “the Court”, respectively);

**NOTING** the Decision assigning the Situation in the Democratic Republic of Congo (“the DRC”) to Pre-Trial Chamber I, issued by the Presidency on 5 July 2004;<sup>1</sup>

**NOTING** the “Decision on the Designation of a Single Judge” issued by the Chamber on 10 May 2007, appointing Judge Sylvia Steiner as the Single Judge of Pre-Trial Chamber I responsible for the situation in the DRC and any related case from 10 May 2007 until otherwise decided by the Chamber;<sup>2</sup>

**NOTING** the “Decision on the Designation of a Single Judge” rendered by Pre-Trial Chamber I on 27 June 2007 maintaining the designation of Judge Sylvia Steiner as Single Judge of Pre-Trial Chamber I for the Situation in the DRC and any related case until otherwise decided by the Chamber;<sup>3</sup>

**NOTING** the decision to replace a judge of the Chamber filed by the Presidency on 22 June 2007;<sup>4</sup>

**NOTING** article 39(2)(b)(iii) of the Rome Statute (“the Statute”) pursuant to which the functions of the Pre-Trial Chamber shall be carried out either by three judges of the Pre-Trial Division or by a single judge in accordance with the Statute and the Rules of Procedure and Evidence (“the Rules”);

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<sup>1</sup> ICC-01/04-1.

<sup>2</sup> ICC-01/04-328.

<sup>3</sup> ICC-01/04-353-tEN.

<sup>4</sup> ICC-01/04-351.

**NOTING** article 57(2)(b) of the Statute, pursuant to which a single judge of the Pre-Trial Chamber may exercise the functions provided for in the Statute, unless otherwise provided for in the Rules or by a majority of the Pre-Trial Chamber;

**NOTING** rule 7(1) of the Rules and regulation 47(1) of the Regulations of the Court, pursuant to which the designation of a single judge shall be based on criteria agreed upon by the Pre-Trial Chamber, including seniority of age and criminal trial experience;

**CONSIDERING** that at this stage of the proceedings concerning the Situation in the DRC, the designation of a single judge will ensure the proper and efficient functioning of the Chamber;

**FOR THESE REASONS,**

**CONFIRMS** that Judge Sylvia Steiner shall remain the Single Judge concerning the Situation in the DRC and any related case;

**DECIDES** to temporarily appoint Judge Akua Kuenyehia as single judge of Pre-Trial Chamber I responsible for the Situation in the DRC and any related case from 14 March 2008 to 28 March 2008;

**DECIDES** that, subject to article 57(2)(a) of the Statute, the functions of the Pre-Trial Chamber I concerning the Situation in the DRC and any related case shall be exercised by the single judge.

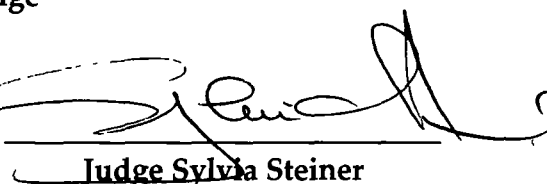
Done in both English and French, the English version being authoritative.



**Judge Akua Kuenyehia**  
**Presiding Judge**



**Judge Anita Ušacka**



**Judge Sylvia Steiner**

Dated this Tuesday 11 March 2008

At The Hague,

The Netherlands