



Original : English

Date: 22 June 2007

**THE PRESIDENCY**

**Before:** Judge Philippe Kirsch, President  
Judge Akua Kuenyehia, First Vice-President  
Judge René Blattmann, Second Vice-President

**Registrar:** Mr Bruno Cathala

**Public**

**Decision replacing a judge in Pre-Trial Chamber I**

**The Office of the Prosecutor**  
Mr Luis Moreno Ocampo, Prosecutor  
Ms Fatou Bensouda, Deputy Prosecutor

**Office of Public Counsel for Victims**  
Mr Xavier-Jean Keïta

**Office of Public Counsel for Defence**  
Ms Paolina Massidda

**Legal representatives of victims**

**THE PRESIDENCY** of the International Criminal Court (“the Court”);

**NOTING** its decisions of 23 June 2004 and 14 March 2006, constituting Pre-Trial Chamber I (composed of Judges Claude Jorda, Akua Kuenyenia, and Sylvia Steiner)<sup>1</sup>;

**NOTING** the resignation from the Court of Judge Jorda<sup>2</sup>;

**CONSIDERING** the composition of the Pre-Trial Chambers as set out in article 39(2)(b)(iii) of the Rome Statute of the International Criminal Court (“the Statute”), pursuant to which the functions of a Pre-Trial Chamber shall be carried out by three judges of the Pre-Trial Division or by a single judge of that division;

**CONSIDERING** article 39(4) of the Statute, pursuant to which the Presidency may temporarily attach a judge from the Trial Division to the Pre-Trial Division or vice versa if it considers that the efficient management of the workload of the Court so requires;

**CONSIDERING** rule 38 of the Rules of Procedure and Evidence (“the Rules”), providing for the replacement of judges and regulation 15 of the Regulations of the Court, pursuant to which the Presidency is responsible for the replacement of judges;

**THEREBY DECIDES:**

- (i) to temporarily attach Judge Ušacka, who is currently assigned to the Trial Division<sup>3</sup>, to the Pre-Trial Division until further notice;

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<sup>1</sup> See *Decision constituting Pre-Trial Chambers*, ICC-Pres-01/04 and ICC-Pres-01/06.

<sup>2</sup> See press release of 8 May 2007, ICC-PIDS-PR-20070508-218\_En. Judge Jorda’s resignation from the Court will take effect on 12 August 2007.

<sup>3</sup> Pursuant to the first plenary session of the judges held in March 2003, in line with rule 4(1)(b) of the Rules.

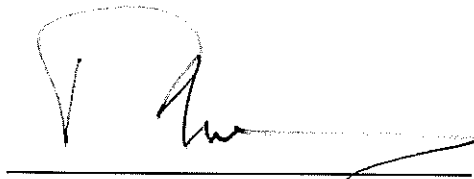
- (ii) to assign Judge Ušacka to Pre-Trial Chamber I to replace Judge Jorda, with effect from 25 June 2007, until otherwise determined, for the purpose of proceedings before that Chamber; and,
- (iii) that Pre-Trial Chamber I shall be composed as follows:

Judge Akua Kuenyehia

Judge Anita Ušacka

Judge Sylvia Steiner.

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

A handwritten signature in black ink, appearing to read 'P. Kirsch', is written over a horizontal line.

**Judge Philippe Kirsch**  
**President**

Dated this 22 June 2007

At The Hague, The Netherlands