

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/21-01/25**

Date: **24 April 2026**

THE PRESIDENCY

Before: Judge Tomoko Akane, President
Judge Rosario Salvatore Aitala, First Vice-President
Judge Reine Alapini-Gansou, Second Vice-President

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

IN THE CASE OF *THE PROSECUTOR* v. *RODRIGO ROA DUTERTE*

Public

Decision constitution Trial Chamber III and referring to it the case of *The Prosecutor* v. *Rodrigo Roa Duterte*

Decision to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

☒ **The Office of the Prosecutor**

☒ **Counsel for the Defence**

☒ **Legal Representatives of the Victims**

☐ **Legal Representatives of the Applicants**

☐ **Unrepresented Victims**

☐ **Unrepresented Applicants
(Participation/Reparation)**

☐ **The Office of Public Counsel for
Victims**

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

☐ **States' Representatives**

☐ **Amicus Curiae**

REGISTRY

Registrar

Mr Zavala Giler, Osvaldo

☐ **Counsel Support Section**

☐ **Victims and Witnesses Unit**

☐ **Detention Section**

☐ **Victims Participation and Reparations
Section**

☒ **Other**
Trial Chamber III

THE PRESIDENCY of the International Criminal Court (the ‘Court’);

NOTING article 61(11) of the Statute, pursuant to which the Presidency shall constitute a Trial Chamber once the charges have been confirmed, which shall be responsible for the conduct of subsequent proceedings, and Rule 130 of the Rules of Procedure and Evidence (the ‘Rules’) whereby the Presidency shall refer the case to a Trial Chamber and transmit to it the Decision Confirming the Charges and the record of the proceedings of the Pre-Trial Chamber;

NOTING the decision of Pre-Trial Chamber I dated 23 April 2026 which confirmed, pursuant to article 61(7)(a) of the Statute, charges presented by the Prosecutor against Mr Rodrigo Roa Duterte in the case *The Prosecutor v. Rodrigo Roa Duterte*, to the extent specified at pages 41 to 49 of that decision, and committed him to a Trial Chamber for trial on the charges as confirmed (the ‘Decision Confirming the Charges’);¹

NOTING that the Decision Confirming the Charges ordered that the record of the proceedings be transmitted to the Presidency;²

NOTING that the record of the proceedings before Pre-Trial Chamber I and the Decision Confirming the Charges were transmitted to the Presidency by the Registrar on 24 April 2026, in accordance with rule 129 of the Rules;³

NOTING the Presidency’s previous decision assigning judges to divisions and recomposing Chambers, in which it, *inter alia*, dissolved Trial Chamber III;⁴

NOTING further that when composing chambers, the Presidency must balance a number of factors to the extent necessary and possible, and that the guiding principles informing these

¹ Pre-Trial Chamber I, *The Prosecutor v. Rodrigo Roa Duterte*, Public redacted version of ‘Decision on the confirmation of charges against Mr Rogrigo Roa Duterte’, 23 April 2026, 23 April 2026, ICC-01/21-01/25-417-Red, pp. 41-50.

² *Ibid.*, p. 50.

³ Registrar, *The Prosecutor v. Rodrigo Roa Duterte Kani*, Transmission to the Presidency of the Record of the Proceedings, including the “Decision on the confirmation of charges against Mr Rodrigo Roa Duterte”, ICC-01/21-01/25-417, dated 23 April 2026, 24 April 2026, ICC-01/21-01/25-419.

⁴ Presidency, Decision assigning judges to divisions and recomposing Chambers, 16 March 2021, see e.g. ICC-01/04-763, p. 7.

factors are the applicable statutory framework and the need to ensure the efficient management of the Court's workload, including in view of the Court's long-term needs;

CONSIDERING the current and anticipated overall judicial workload of the Court and the necessity to ensure sound management of the same, the need to expedite proceedings, the workload and individual concerns of the respective judges, particularly those assigned to the Trial Division, their previous involvement in cases, as well as the experience and expertise of each judge;

HEREBY CONSTITUTES Trial Chamber III as follows:

Judge Joanna Korner;
Judge Keebong Paek; and
Judge Nicolas Guillou.

DECIDES to refer the case of *The Prosecutor v. Rodrigo Roa Duterte* to Trial Chamber III;

ORDERS the Registrar, pursuant to rule 130 of the Rules, to transmit the full record of the proceedings in the above mentioned case to Trial Chamber III, including the Decision Confirming the Charges, and to notify the present decision to the relevant parties and participants in the case.

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



Judge Tomoko Akane
President



Judge Rosario Salvatore Aitala
First Vice-President



Judge Reine Alapini-Gansou
Second Vice-President

Dated this 24 April 2026

At The Hague, The Netherlands