

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05
Date: 29 July 2008

PRE-TRIAL CHAMBER III

Before: Judge Fatoumata Dembele Diarra, Presiding Judge
Judge Hans-Peter Kaul
Judge Ekaterina Trendafilova

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

Public Document

Decision Designating a Single Judge for the Period from 1 to 31 August 2008

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

The Office of the Prosecutor

Fatou Bensouda, Deputy Prosecutor

Petra Kneuer, Trial Lawyer

Counsel for the Defence

Tjarda Van der Spoel

Aimé Kilolo Musamba Lubemba

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

PRE-TRIAL CHAMBER III (the “Chamber”) of the International Criminal Court (the “Court”), having been assigned¹ with the situation in the Central African Republic (the “Situation”), from which emanates the case of *the Prosecutor v. Jean-Pierre Bemba Gombo* (the “Case”)², is considering the proper organisation of the related proceedings in the upcoming period.

1. Pursuant article 39(2)(b)(iii) of the Rome Statute (the “Statute”), the functions of the Pre-Trial Chamber are to be carried out either by three judges of the Pre-Trial Division or by a single judge of that division in accordance with the Statute and the Rules of Procedure and Evidence (the “Rules”).

2. Under article 57(2)(b) of the Statute, in all cases other than those listed in article 57(2)(a) of the Statute, 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.

3. In accordance with rule 7(1) of the Rules and regulation 47(1) of the Regulations of the Court, designation of a single judge is to be based on objective pre-established criteria which may include the circumstances of the proceedings before the Chamber and the proper management and efficiency in the handling of cases.

4. The Chamber considers that the criteria mentioned in the previous paragraph, combined with the availability of the judges of the Chamber at the seat of the Court in the upcoming time, require that Judge Hans-Peter Kaul be designated a single

¹ ICC-01/05-1.

² ICC-01/05-01/08-1-tENG.

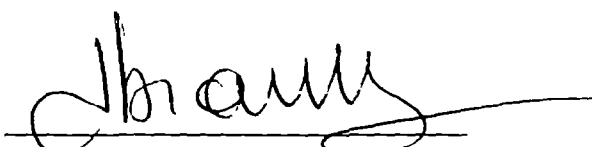
judge for the Situation and for any case emanating from it, including the Case, for the period of 1 to 31 August 2008.

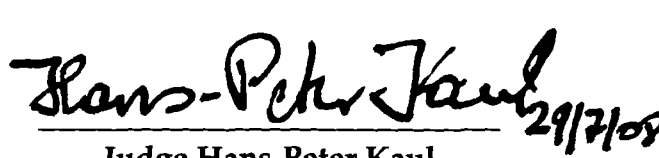
FOR THESE REASONS, THE CHAMBER DECIDES

a) to **designate** Judge Hans-Peter Kaul as single judge of the Pre-Trial Chamber III for the situation in the Central African Republic and for any case emanating from it, including the case of *the Prosecutor v. Jean-Pierre Bemba Gombo*, for the period of 1 to 31 August 2008, inclusive;

b) that, subject to article 57(2)(a) of the Statute, the functions of the Pre-Trial Chamber III concerning the situation in the Central African Republic and any case emanating from it, including the case of *the Prosecutor v. Jean-Pierre Bemba Gombo*, in the period of 1 to 31 August 2008, inclusive, shall be exercised by Judge Hans-Peter Kaul as single judge.

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


Judge Fatoumata Dembele Diarra
Presiding Judge


Judge Hans-Peter Kaul


Judge Ekaterina Trendafilova

Dated this 29 July 2008, at The Hague, the Netherlands