

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

**Original: English**

**No. ICC-01/09 OA**

**Date: 7 July 2011**

**THE APPEALS CHAMBER**

**Before:**

**Judge Sang-Hyun Song  
Judge Akua Kuenyehia  
Judge Erkki Kourula  
Judge Anita Ušacka  
Judge Daniel David Ntanda Nsereko**

**SITUATION IN THE REPUBLIC OF KENYA**

**Public document**

**Decision on the Presiding Judge of the Appeals Chamber  
in the appeal of the Government of Kenya  
against the decision of Pre-Trial Chamber II entitled “Decision on the Request  
for Assistance Submitted on Behalf of the Government of the Republic of Kenya  
Pursuant to Article 93(10) of the Statute and Rule 194 of the Rules of Procedure  
and Evidence”**

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

**The Office of the Prosecutor**

Ms Fatou Bensouda, Deputy Prosecutor

Mr Fabricio Guariglia

**States Representatives**

Sir Geoffrey Nice QC

Mr Rodney Dixon

**REGISTRY**

---

**Registrar**

Ms Silvana Arbia

A handwritten signature in black ink, appearing to be 'A. M. ...', located in the bottom right corner of the page.

The Appeals Chamber of the International Criminal Court,

In the appeal of the Government of Kenya against the decision of Pre-Trial Chamber II entitled “Decision on the Request for Assistance Submitted on Behalf of the Government of the Republic of Kenya Pursuant to Article 93(10) of the Statute and Rule 194 of the Rules of Procedure and Evidence” of 29 June 2011 (ICC-01/09-63),

Pursuant to regulation 13 (1) of the Regulations of the Court,

*Renders unanimously* the following

## DECISION

The Presiding Judge in the above-mentioned appeal is Judge Daniel David Ntanda Nsereko.

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



---

**Judge Anita Ušacka**  
**President of the Appeals Division**

Dated this 7th day of July 2011

At The Hague, The Netherlands