

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-02/05-01/07

Date: 19 August 2009

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner – Presiding Judge
Judge Sanji Mmasenono Monageng
Judge Cuno Tarfusser

SITUATION IN DARFUR, SUDAN

***IN THE CASE OF
THE PROSECUTOR v.
AHMAD MUHAMMAD HARUN ("AHMAD HARUN") and
ALI MUHAMMAD AL ABD-AL-RAHMAN ("ALI KUSHAYB")***

Public Document

Decision on the Designation of a Single Judge on Victims' Issues

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

The Office of the Prosecutor
Mr. Luis Moreno-Ocampo
Mr. Essa Faal

Counsel for the Defence

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**
Ms. Paolina Massidda

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

States Representatives

Amicus Curiae

REGISTRY

Registrar
Ms. Silvana Arbia

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**
Ms. Fiona McKay

Others

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

NOTING articles 39(2)(b)(iii) and 57(2)(b) of the Statute of the Court (the “Statute”), rule 7(1) of the Rules of Procedure and Evidence (the “Rules”) and regulation 47(1) and (2) of the Regulations of the Court (the “Regulations”);

CONSIDERING that, pursuant to article 39(2)(b)(iii) of the Statute, 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 of that division in accordance with the Statute and the Rules;

CONSIDERING that pursuant to 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;

CONSIDERING that rule 7(1) of the Rules and regulation 47(1) of the Regulations establish that the designation of a single judge shall be based on objective criteria agreed upon by the Pre-Trial Chamber, including consideration of the issues involved, the circumstances of the proceedings before the Chamber, the distribution of work within the Chamber and the proper management and efficiency in the handling of cases;

CONSIDERING further that regulation 47(2) of the Regulations provides that the Pre-Trial Chamber may designate more than one single judge when the efficient management of the workload of the Chamber so requires;

CONSIDERING that, in light of the above mentioned criteria, in particular the distribution of work within the Chamber and the proper management and efficiency in the handling of the proceedings before the Chamber, it is appropriate to designate Judge Sanji Mmasenono Monageng as Single Judge responsible for all issues related to victims' applications to be authorized to participate as victims in the proceedings relating to the case of *the Prosecutor v. Ahmad Muhammad Harun and Ali Muhammad Ali Abd-Al-Rahman Kushayb* (the "Harun and Kushayb case");

FOR THESE REASONS,

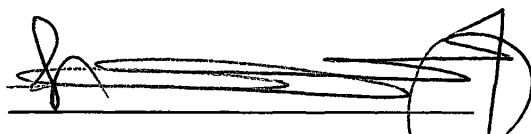
DECIDES to appoint Judge Sanji Mmasenono Monageng as Single Judge responsible for all issues related to victims' applications to be authorized to participate as victims in the proceedings relating to the Harun and Kushayb case.

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

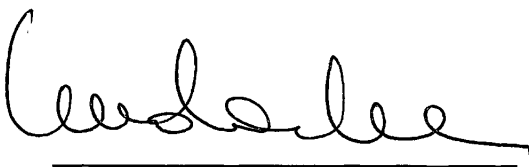

A handwritten signature in black ink, consisting of a series of loops and a final flourish, positioned above a horizontal line.

Judge Sylvia Steiner

Presiding Judge


A handwritten signature in black ink, featuring a large, stylized 'S' and 'M' followed by several horizontal strokes, positioned above a horizontal line.

Judge Sanji Mmasenono Monageng


A handwritten signature in black ink, consisting of a series of loops and a final flourish, positioned above a horizontal line.

Judge Cuno Tarfusser

Dated this Wednesday, 19 August 2009

At The Hague, The Netherlands