

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/05-01/13  
Date: 18 February 2014

**PRE-TRIAL CHAMBER II**

**Before: Judge Cuno Tarfusser, Single Judge**

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC**

**IN THE CASE OF *THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO,  
AIMÉ KILOLO MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDÈLE  
BABALA WANDU and NARCISSE ARIDO***

**Confidential**

**Decision requesting observations from the Counsel Support Section on the  
"Prosecution submission on the appointment of Defence Counsel" for Mr  
Fidèle Babala Wandu**

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

**The Office of the Prosecutor**

Fatou Bensouda

James Stewart

Kweku Vanderpuye

**Counsel for Jean-Pierre Bemba Gombo**

Nicholas Kaufman

**Counsel for Aimé Kilolo Musamba**

Ghislain Mabanga

**Counsel for Jean-Jacques Mangenda Kabongo**

Jean Flamme

**Counsel for Fidèle Babala Wandu**

Jean-Pierre Kilenda Kakengi Basila

**Legal Representatives of Victims**

**Legal Representatives of Applicants**

**The Office of Public Counsel for  
Victims**

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

**States Representatives**

**REGISTRY**

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**Registrar**

Herman von Hebel

**Counsel Support Section**

Esteban Peralta Losilla

**I, Judge Cuno Tarfusser**, having been designated as Single Judge of Pre-Trial Chamber II ("Chamber") of the International Criminal Court;

**NOTING** the confidential "Prosecution Submission on the appointment of Defence Counsel" dated 7 February 2014, whereby the Prosecutor objects to the appointment of Jean-Pierre Kilenda Kakengi Basila as Counsel for Fidèle Babala Wandu in light of his former representation of Aimé Kilolo Musamba in this case ("Prosecutor's Submission");<sup>1</sup>

**NOTING** the "Réponse de la Défense à la 'Prosecution's Submission on the appointment of Defence Counsel (ICC-01-05-01/13-159-Conf)" submitted on 14 February 2014 by the Defence for Mr Babala;<sup>2</sup>

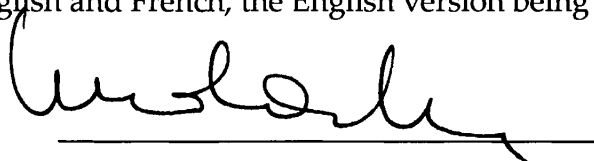
**NOTING** regulation 24bis of the regulations of the Court;

**CONSIDERING** that, in light of the subject-matter of the Prosecutor's Submission, it is appropriate that the Counsel Support Section be given an opportunity to submit their observations on it;

**FOR THESE REASONS, THE SINGLE JUDGE HEREBY**

**ORDERS** the Counsel Support Section to submit their observations to the Prosecutor's Submission by Tuesday, 25 February 2014.

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



**Judge Cuno Tarfusser**  
**Single Judge**

Dated this Tuesday, 18 February 2014  
The Hague, The Netherlands

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<sup>1</sup> ICC-01/05-01/13-159-Conf.

<sup>2</sup> ICC-01/05-01/13-188-Conf.