



Original: **English**

No.: ICC-Pres-01-15

Date: 13 March 2015

THE PRESIDENCY

Before: Judge Silvia Fernández de Gurmendi, President
Judge Joyce Aluoch, First Vice-President
Judge Kuniko Ozaki, Second Vice-President

Public

Decision assigning judges to divisions

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

**The Office of Public Counsel for
Victims**

Paolina Massidda

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

Xavier-Jean Keïta

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Counsel Support Section

Esteban Peralta Losilla

Victims and Witnesses Unit

Nigel Verrill

Detention Section

Paddy Craig

**Victims Participation and Reparations
Section**

Fiona McKay

Other

All Pre-Trial Chambers

All Trial Chambers

Appeals Chamber

THE PRESIDENCY of the International Criminal Court (“Court”);

NOTING the election of Judge Silvia Fernández de Gurmendi as President of the Court, Judge Joyce Aluoch as First Vice-President of the Court and Judge Kuniko Ozaki as Second Vice-President of the Court on 11 March 2015;¹

NOTING article 39(1) of the Rome Statute of the International Criminal Court (“Statute”) and rule 4*bis* of the Rules of Procedure and Evidence;

NOTING the process by which the Presidency, following its establishment, has consulted with the judges in assigning them to the various divisions of the Judiciary;

NOTING the assignment of Judge Silvia Fernández de Gurmendi to the Appeals Division in accordance with article 39(1) of the Statute, pursuant to her election as President of the Court;

NOTING that when assigning judges to divisions, the Presidency considers a number of factors, including the previous involvement of judges in cases, assessing them on a case-by-case basis, and that the guiding principles informing these factors are the applicable statutory framework and the need to ensure the efficient management of the Court's workload;²

NOTING further that no single factor is absolute and that each factor must be followed only to the extent possible in the circumstances;³

NOTING that the 18th judge provided for under article 36(1) of the Statute has yet to be elected and is therefore not available for assignment;

IDENTIFYING which judges within the relevant divisions are available for assignment pursuant to article 39(1) of the Statute;⁴

¹ Press Release, Judge Fernández de Gurmendi elected ICC President for 2015-2018; Judges Aluoch and Ozaki elected First and Second Vice-President respectively, 11 March 2015, ICC-CPI-20150311-PR1096.

² Presidency, Information Note on the Practices of the Presidency Relevant to the Composition of Chambers, 25 August 2011, para. 4, available to States Parties on the Extranet of the Assembly: <https://extranet.icc-cpi.int/asp/ASP10session/SGG%20Documents/Forms/SGG%20view.aspx>.

³ *Ibid.*

⁴ *Ibid* at para. 10.

ASSESSING the long term needs of the Court, particularly the avoidance of mandate extensions of judges and the promotion of efficiency by composing benches which will not need to be changed later;⁵

NOTING the relative judicial workload of each available judge;⁶

NOTING the experience and expertise of each judge;⁷

SEEKING to ensure, to the extent possible, gender and geographical balance and representation of the world's principal legal systems within each division;⁸

HEREBY DECIDES that the judges shall be assigned to the various divisions as follows:

Appeals Division:

Judge Silvia Fernández de Gurmendi

Judge Sanji Mmasenono Monageng

Judge Christine Van den Wyngaert

Judge Howard Morrison

Judge Piotr Hofmański

Trial Division:

Judge Joyce Aluoch

Judge Kuniko Ozaki

Judge Olga Herrera Carbuca

Judge Robert Fremr

Judge Chile Eboe-Osuji

Judge Geoffrey Henderson

Judge Bertram Schmitt

⁵ *Ibid.*

⁶ *Ibid.*

⁷ Article 39(1) of the Statute.

⁸ *Ibid.*

Pre-Trial Division:

Judge Cuno Tarfusser

Judge Marc Perrin de Brichambaut

Judge Antoine Kesia-Mbe Mindua

Judge Péter Kovács

Judge Chang-ho Chung

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



Judge Silvia Fernández de Gurmendi
President

Dated this 13 March 2015

At The Hague, The Netherlands