



Original: **English**

No.: **ICC-01/05-01/08**

Date: **6 March 2018**

THE PRESIDENCY

Before: Judge Silvia Fernández de Gurmendi, President
Judge Joyce Aluoch, First Vice-President
Judge Olga Herrera Carbuccion

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

**IN THE CASE OF
*THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO***

Public

Notification concerning extension of mandate of judges in the Appeals Chamber

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

The Office of the Prosecutor

Ms Fatou Bensouda
Mr James Stewart

Counsel for the Defence

Mr Peter Haynes
Ms Kate Gibson

Legal Representative of Victims

Ms Marie-Edith Douzima-Lawson

The Office of Public Counsel for Victims

Ms Paolina Massidda

The Office of Public Counsel for the Defence

Mr Xavier-Jean Xeïta

REGISTRY

Registrar

Mr Herman von Hebel

Other

Appeals Chamber

THE PRESIDENCY of the International Criminal Court notes that the Appeals Chamber is currently seized of appeals against conviction and sentence in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo* (“case”).¹

The Presidency notes that on 5 February 2018 it was seized of an administrative request from Judge Christine Van den Wyngaert, as Presiding Judge in the case, concerning the extension of the mandates of herself and Judge Sanji Monageng for the purpose of the completion of appeals in the case (“Request”).²

The Presidency notes that, pursuant to article 41(2)(a) of the Rome Statute and rule 33(1) of the Rules of Procedure and Evidence, Judge Kuniko Ozaki was excused from the Presidency for the purpose of the latter’s consideration of the Request due to the potential appearance of a lack of impartiality which could arise given her own status as a judge subject to an extension of mandate in respect of her functions as a trial judge in the case of *The Prosecutor v. Bosco Ntaganda*.

The Presidency notes its responsibility, pursuant to article 38(3)(a) of the Rome Statute, for the proper administration of the Court, with the exception of the Office of the Prosecutor.³

The Presidency hereby provides notification that, by way of internal administrative decision of 14 February 2018, it determined that the mandates of the aforementioned judges will currently be extended until 31 May 2018 for the purpose of completing the aforementioned appeals.

¹ “Defence Notice of Appeal against the Judgment pursuant to Article 74 of the Statute, ICC-01/0501/08-3343”, 4 April 2016, ICC-01/05-01/08-3348; “Defence Notice of Appeal against Decision on Sentence pursuant to Article 76 of the Statute, ICC-01/05-01/08-3399”, 22 July 2016, ICC-01/05-01/08-3412; “Prosecution’s Notice of Appeal against Trial Chamber III’s ‘Decision on Sentence pursuant to Article 76 of the Statute’”, 22 July 2016, ICC-01/05-01/08-3411.

² Such request was copied to all other judges in the Appeals Chamber and indicated that it reflected the views and concerns of the Chamber more broadly.

³ See also Rome Statute, article 36(10).

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



Judge Silvia Fernández de Gurmendi
President

Dated this 6 March 2018

At The Hague, The Netherlands