



Cour
Pénale
Internationale
International
Criminal
Court

La Présidence
The Presidency

Internal memorandum
Memorandum interne

To À	Judge Tarfusser, Second Vice-President	From De	The Presidency	<i>Sanghyun Song</i>
Date	5 May 2014	Through Via		
Ref.	2014/PRES/144-3	Copies		
Subject Objet	Decision on request to be excused from the Presidency and Request for submissions pursuant to article 41(2)(c) and rule 34(2)			

As you are aware, defence counsel for Mr Mangenda Kabongo and defence counsel for Mr Kilolo Musamba in the case against Messrs Bemba Gombo, Kilolo Musamba, Mangenda Kabongo, Babala Wandu and Arido (ICC-01/05-01/13), respectively requested your disqualification from Pre-Trial Chamber II on 29 April 2014¹ and 1 May 2014.²

Earlier today you requested to be excused from exercising any functions of the Presidency in respect of the defence applications and in respect of any other applications for your disqualification in the abovementioned case.³

The Presidency, composed of Judges Song, Monageng and Kuenyehia,⁴ hereby grant your application to be excused from your functions in the Presidency in respect of the said defence applications and any other applications for your disqualification in case ICC-01/05-01/13.

Pursuant to article 41(2)(c) of the Rome Statute and rule 34(2) of the Rules of Procedure and Evidence, you are entitled to present written submissions on the said defence applications.

You are hereby requested to make any such submissions by 16 May 2014.

A special plenary session will thereafter be convened to address the defence applications.

¹ Requête en récusation du Juge unique Cuno Tarfusser, ICC-01/05-01/13-367.

² Defence Request for the Disqualification of the Single Judge Cuno Tarfusser, ICC-01/05-01/13-372.

³ 2014/PRES/144.

⁴ 2014/PRES/144-2.