

Original: **English**No.: **ICC-01/23**Date: **15 June 2023****THE PRESIDENCY**

Before: **Judge Piotr Hofmański, President**
 Judge Luz del Carmen Ibáñez Carranza, First Vice-President
 Judge Antoine Kesia-Mbe Mindua, Second Vice-President

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO II

Public with Public Annex I and Confidential *Ex Parte* Annex II (available only to OTP and Registry)

Decision assigning the Situation in the Democratic Republic of the Congo II to Pre-Trial Chamber I

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

The Office of the Prosecutor
Mr Karim A. A. Khan

Counsel for the Defence

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/ Reparation)**

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

**The Office of Public Counsel for
the Defence**
Mr Xavier-Jean Keïta

States' Representatives

Amicus Curiae

REGISTRY

Registrar
Mr Osvaldo Zavala Giler

Counsel Support Section
Mr Pieter Vanaverbeke

Victims and Witnesses Unit
Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**
Mr Philipp Ambach

Other
Pre-Trial Chamber I

THE PRESIDENCY of the International Criminal Court (the ‘Court’);

NOTING the memorandum of 5 June 2023 from the Prosecutor addressed to the Presidency, in accordance with regulation 45 of the Regulations of the Court (the ‘Regulations’), notifying the Presidency that on 23 May 2023 he received a referral in accordance with article 14(1) of the Rome Statute from the Government of the Democratic Republic of the Congo (‘Situation in the Democratic Republic of the Congo II’);¹

NOTING regulation 46(2) of the Regulations, pursuant to which the Presidency shall assign a situation to a Pre-Trial Chamber as soon as the Prosecutor has informed the Presidency in accordance with regulation 45 of the Regulations;

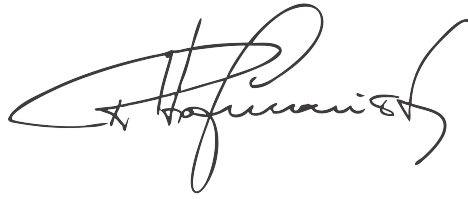
NOTING the composition of the Pre-Trial Division and the composition of its chambers, in addition to the current overall workload of Chambers in the Pre-Trial and Trial Divisions, as well as the individual workload of the judges serving in both Divisions;²

HEREBY DECIDES to assign the Situation in the Democratic Republic of the Congo II to Pre-Trial Chamber I with immediate effect.

¹ Annex I. Confidential *ex parte* annex II contains additional confidential material which was transmitted to the Presidency as part of the ‘Letter from the Ministry of Justice of the DRC addressed to the Prosecutor of the International Criminal Court’ annexed to the Prosecutor’s memorandum of 5 June 2023.

² See e.g. Presidency, [Decision assigning judges to divisions and recomposing Chambers](#), 16 March 2021, ICC-01/04-763.

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



Judge Piotr Hofmański
President



Judge Luz del Carmen Ibáñez Carranza
First Vice-President



Judge Antoine Kesia-Mbe Mindua
Second Vice-President

Dated this 15 June 2023

At The Hague, The Netherlands