

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No. ICC-01/09-01/11 OA 5

Date: 31 July 2013

THE APPEALS CHAMBER

Before:
Judge Sang-Hyun Song
Judge Sanji Mmasenono Monageng
Judge Akua Kuenyehia
Judge Erkki Kourula
Judge Anita Ušacka

SITUATION IN THE REPUBLIC OF KENYA

**IN THE CASE OF THE PROSECUTOR v. WILLIAM SAMOEI RUTO AND
JOSHUA ARAP SANG**

Public document

Decision

**on the Presiding Judge of the Appeals Chamber in the appeal of the Prosecutor
against the decision of Trial Chamber V(a) entitled “Decision on Mr Ruto’s
Request for Excusal from Continuous Presence at Trial”**

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

The Office of the Prosecutor
Ms Fatou Bensouda, Prosecutor
Mr Fabricio Guariglia

Counsel for Mr William Samoei Ruto
Mr Karim Khan
Mr David Hooper

Counsel for Mr Joshua Arap Sang
Mr Joseph Kipchumba Kigen-Katwa
Mr Silas Chekera

REGISTRY

Registrar
Mr Herman von Hebel

AS

The Appeals Chamber of the International Criminal Court,

In the appeal of the Prosecutor against the decision of Trial Chamber V(a) entitled
“Decision on Mr Ruto’s Request for Excusal from Continuous Presence at Trial” of
18 June 2013 (ICC-01/09-01/11-777),

Pursuant to regulation 13 (1) of the Regulations of the Court,

Renders the following

DECISION

The Presiding Judge in the above-mentioned appeal is Judge Sang-Hyun Song.

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



Judge Akua Kuenyehia
President of the Appeals Division

Dated this 31st day of July 2013

At The Hague, The Netherlands