

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/11-01/11  
Date: 13 February 2014

**PRE-TRIAL CHAMBER I**

**Before:** Judge Silvia Fernández de Gurmendi, Presiding Judge  
Judge Hans-Peter Kaul  
Judge Christine Van den Wyngaert

**SITUATION IN LIBYA**

**IN THE CASE OF *THE PROSECUTOR v. SAIF AL-ISLAM GADDAFI and  
ABDULLAH AL-SENUSSI***

**Public**

**Decision designating a single judge**

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

**Counsel for Saif Al-Islam Gaddafi**

John R.W.D. Jones

**Counsel for Abdullah Al-Senussi**

Benedict Emmerson

**Legal Representatives of Victims**

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

**The Office of Public Counsel for  
Victims**

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

**States Representatives**

**Others**

**REGISTRY**

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**Registrar**

Herman von Hebel

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Counsel Support Section**

**Pre-Trial Chamber I** (the “Chamber”) of the International Criminal Court, having been assigned the situation in Libya,<sup>1</sup> from which the case of *The Prosecutor v. Saif Al-Islam Gaddafi and Abdullah Al-Senussi* emanates, renders the following decision designating a single judge.

1. The Chamber notes that article 39(2)(b)(iii) of the Rome Statute (the “Statute”) provides that the functions of the Pre-Trial Chamber shall be carried out either by three judges of the Pre-Trial Division or by a single judge of that division in accordance with the Statute and the Rules of Procedure and Evidence (the “Rules”).
2. Article 57(2)(b) of the Statute further provides that in all cases other than those listed in article 57(2)(a) of the Statute, a single judge of the Pre-Trial Chamber may exercise the functions provided for in the Statute, unless otherwise provides for in the Rules or by a majority of the Pre-Trial Chamber.
3. The Chamber further recalls rule 7(1) of the Rules and regulation 47(1) of the Regulations of the Court, which provide that the designation of a single judge shall be based on objective criteria agreed upon by the Chamber, including “consideration of the issues involved and the circumstances of the proceedings before the Chamber, as well as the distribution of work within the Chamber and the proper management and efficiency in the handling of cases”.
4. In light of these criteria, and in particular the need to ensure the proper management, expeditiousness and efficiency of the proceedings, the Chamber considers it appropriate to designate Judge Silvia Fernández de Gurmendi as single judge responsible for carrying out the functions of the Chamber with respect to the present case.

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<sup>1</sup> ICC-01/11-1; ICC-01/11-21.

**FOR THESE REASONS, THE CHAMBER**

**DESIGNATES** Judge Silvia Fernández de Gurmendi as single judge responsible for carrying out the functions of the Chamber with respect to the case of *The Prosecutor v. Saif Al-Islam Gaddafi and Abdullah Al-Senussi*.

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



**Judge Silvia Fernández de Gurmendi**  
**Presiding Judge**



**Judge Hans-Peter Kaul**



**Judge Christine Van den Wyngaert**

Dated this Thursday, 13 February 2014

At The Hague, The Netherlands