



Original: English

**No. ICC-01/09
Date: 23 February 2023**

PRE-TRIAL CHAMBER II

**Before: Judge Rosario Salvatore Aitala, Presiding
Judge Tomoko Akane
Judge Sergio Gerardo Ugalde Godínez**

SITUATION IN THE REPUBLIC OF KENYA

Public

Notification of the election of the Presiding Judge

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

The Office of the Prosecutor

Ms Nazhat Shameem Khan

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

The Office of Public Counsel for Victims

Ms Paulina Massida

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

Mr Xavier-Jean Keita

States Representatives

REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

PRE-TRIAL CHAMBER II of the International Criminal Court (the ‘Chamber’) notes the ‘Decision replacing a judge in Pre-Trial Chamber II’ issued by the Presidency on 21 February 2023,¹ whereby Judge Antoine Kesia-Mbe Mindua was replaced by Judge Sergio Gerardo Ugalde Godínez.

1. Pursuant to regulation 13(2) of the Regulations of the Court, according to which the judges of each Pre-Trial Chamber shall elect a Presiding Judge from amongst their members, the Judges of the Chamber have elected Judge Rosario Salvatore Aitala to serve as the Presiding Judge in the situation in the Republic of Kenya and any pre-trial cases emanating therefrom.

2. The Registry is instructed to file this decision into the case record of (i) *The Prosecutor v. Walter Osapiri Barasa*; and (ii) *The Prosecutor v. Philip Kipkoech Bett*.

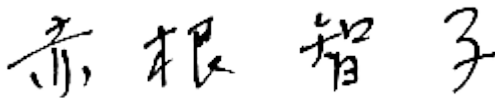
¹ [ICC-01/09-173](#).

Done in English. A French translation will follow. The English version remains authoritative.



Judge Rosario Salvatore Aitala

Presiding



Judge Tomoko Akane



**Judge Sergio Gerardo Ugalde
Godínez**

Dated this Thursday, 23 February 2023

At The Hague, The Netherlands