

**Cour  
Pénale  
Internationale**  
**International  
Criminal  
Court**

No.: ICC-02/04

Date: 18 May 2005

Original: English

**PRE-TRIAL CHAMBER II**

**Before:** Judge Tuiloma Neroni Slade  
Judge Mauro Politi  
Judge Fatoumata Dembele Diarra

**Registrar:** Mr Bruno Cathala

**SITUATION IN UGANDA**

**Under Seal  
Ex Parte, Prosecutor Only**

**DECISION ON THE EXERCISE OF FUNCTIONS BY THE FULL CHAMBER  
IN RELATION TO AN APPLICATION BY THE PROSECUTOR UNDER  
ARTICLE 58**

**The Office of the Prosecutor**

Mr Luis Moreno Ocampo, Prosecutor  
Mrs Fatou Bensouda, Deputy Prosecutor  
Mrs Christine Chung, Senior Trial Lawyer  
Mr Eric MacDonald, Trial Lawyer

**PRE-TRIAL CHAMBER II** of the International Criminal Court (the “Court”);

**NOTING** the “Prosecutor’s Application for Warrants of Arrest Under Article 58” of the Statute of the Court (the “Statute”) filed on the 6<sup>th</sup> day of May 2005 (the “Prosecutor’s application”);

**NOTING** its decision of the 19<sup>th</sup> day of November 2004 on the designation of a single judge of Pre-Trial Chamber II;

**NOTING** the provisions of article 39, paragraph 2 (b) (iii), article 57, paragraph 2 (b) of the Statute, rule 7, sub-rule 2 of the Rules of Procedure and Evidence (the “Rules”); and in particular rule 7, sub-rule 3 of the Rules, pursuant to which the Pre-Trial Chamber, on its own motion, may decide that the functions of the single judge be exercised by the full Chamber;

**CONSIDERING** that the context of the Prosecutor’s application and the overall circumstances of the assigned situation make it appropriate for the Chamber to function as a full Chamber;

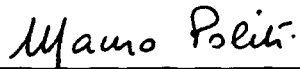
**HEREBY:**

1. Decides that the functions of the single judge be exercised by the full Pre-Trial Chamber II with respect to all aspects of the Prosecutor’s application; and
2. Orders that this decision be kept under seal, until further order by the Chamber.

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



**Judge Tuiloma Neroni Slade**  
**Presiding Judge**



**Judge Mauro Politi**



**Judge Fatoumata Dembele Diarra**

Dated this 18<sup>th</sup> day of May 2005

At The Hague, The Netherlands

**Seal of the Court**