

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-Pres-01/08**  
Date: **29 August 2008**

**THE PRESIDENCY**

**Before:** Judge Philippe Kirsch, President  
Judge Akua Kuenyehia, First Vice-President  
Judge René Blattmann, Second Vice-President

**Public Document**

**Decision replacing a judge in the Appeals Chamber**

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

**The Office of the Prosecutor**

**Counsel for the Defence**

**Legal Representatives of the Victims**

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

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

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

## **REGISTRY**

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**Registrar**  
Ms Silvana Arbia

**Defence Support Section**  
Mr Esteban Peralta Losilla

**Victims and Witnesses Unit**  
Mr Simo Vaatainen

**Detention Section**  
Mr Anders Backman

**Victims Participation and Reparations  
Section**  
Ms Fiona McKay

**THE PRESIDENCY** of the International Criminal Court (the “Court”);

**NOTING** the resignation from the Court of Judge Pillay;<sup>1</sup>

**NOTING** that Judge Pillay was a member of the Appeals Chamber;

**CONSIDERING** the composition of the Appeals Chamber as set out in article 39(2)(b)(i) of the Rome Statute of the International Criminal Court (“the Statute”), pursuant to which the Appeals Chamber shall be composed of all of the judges of the Appeals Division, which in turn is composed of the President and four other judges, by virtue of article 39(1) of the Statute;

**CONSIDERING** rule 38 of the Rules of Procedure and Evidence, providing for the replacement of judges, and regulation 15 of the Regulations of the Court, pursuant to which the Presidency is responsible for the replacement of judges;

**HEREBY DECIDES:**

(i) That Judge Daniel Nsereko shall replace Judge Pillay in the Appeals Chamber with effect from 1 September 2008, and;

(ii) That the Appeals Chamber shall hereby be composed as follows:

Judge Philippe Kirsch

Judge Georgios M. Pikis

Judge Sang-Hyun Song

Judge Erkki Kourula

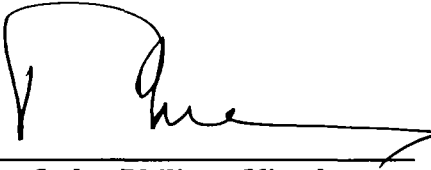
Judge Daniel Nsereko

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<sup>1</sup> See press release of 30 July 2008, ICC-CPI-20080730-PR344-ENG. Judge Pillay’s resignation from the Court takes effect on 31 August 2008.

**ORDERS** the Registrar to file and notify this decision to the relevant parties and participants in the situations and cases currently before the Court.

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

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**Judge Philippe Kirsch**  
**President**

Dated this 29 August 2008

At The Hague, The Netherlands