

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/05-01/08

Date: 20 July 2010

**THE PRESIDENCY**

**Before:** Judge Sang-Hyun Song, President  
Judge Fatoumata Dembele Diarra, First Vice-President  
Judge Hans-Peter Kaul, Second Vice-President

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC**

**IN THE CASE OF  
*THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO***

**Public**

**Decision replacing judges in Trial Chamber III**

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

**The Office of the Prosecutor**  
Mr Luis Moreno Ocampo, Prosecutor  
Ms Fatou Bensouda, Deputy-Prosecutor

**Counsel for the Defence**  
Mr Nkwebe Liriss  
Mr Aimé Kilolo-Musamba

**Legal Representatives of the Victims**  
Ms Marie-Edith Douzima-Lawson

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants  
(Participation/Reparation)**

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

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

**States' Representatives**

**Amicus Curiae**

## **REGISTRY**

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**Registrar**  
Ms Silvana Arbia

**Defence Support Section**  
Mr Esteban Peralta Losilla

**Deputy Registrar**  
Mr Didier Preira

**Victims and Witnesses Unit**  
Ms Maria Luisa Martinod-Jacome

**Detention Section**  
Mr Anders Backman

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

**Other**

**THE PRESIDENCY** of the International Criminal Court;

**NOTING** its decision of 18 September 2009 constituting Trial Chamber III and referring to it the case of *The Prosecutor v. Jean-Pierre Bemba Gombo*; noting further that by that decision Trial Chamber III was composed of Judge Elizabeth Odio Benito, Judge Adrian Fulford and Judge Joyce Aluoch;<sup>1</sup>

**NOTING** the request of Judge Elizabeth Odio Benito and Judge Adrian Fulford of 28 June 2010 to be excused from exercising their functions as judges of Trial Chamber III pursuant to article 41 of the Rome Statute (hereinafter “Statute”) and rule 33 of the Rules of Procedure and Evidence (hereinafter “Rules”) on the basis of their workload as judges of Trial Chamber I;<sup>2</sup>

**NOTING** the decision of the Presidency of 15 July 2010, excusing Judge Elizabeth Odio Benito and Judge Adrian Fulford from Trial Chamber III;<sup>3</sup>

**CONSIDERING** that the functions of the Trial Chamber shall normally be carried out by three judges of the Trial Division in accordance with article 39(2)(b)(ii) of the Statute;

**CONSIDERING** also article 39(4) of the Statute, pursuant to which the Presidency may temporarily attach a judge from the Trial Division to the Pre-Trial Division or vice-versa if it considers that the efficient management of the workload of the Court so requires;

**CONSIDERING** rule 38 of the Rules and regulation 15 of the Regulations of the Court providing for the replacement of judges;

**HEREBY DECIDES** to temporarily attach Judge Sylvia Steiner, currently assigned to the Pre-Trial Division, to the Trial Division;

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<sup>1</sup> ICC-01/05-01/08-534.

<sup>2</sup> Annex I.

<sup>3</sup> Annex II.

**HEREBY DECIDES** that Judge Sylvia Steiner and Judge Kuniko Ozaki, assigned to the Trial Division,<sup>4</sup> shall replace Judge Elizabeth Odio Benito and Judge Adrian Fulford in Trial Chamber III and that Trial Chamber III shall from henceforth be composed as follows:

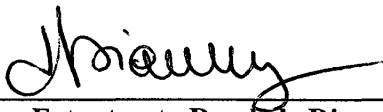
Judge Sylvia Steiner

Judge Joyce Aluoch

Judge Kuniko Ozaki.

**ORDERS** the Registrar to file and notify this decision to the relevant parties and participants in the case.

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

  
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**Judge Fatoutmata Dembele Diarra**  
**First Vice-President**

Dated this 20 July 2010.

At The Hague, The Netherlands

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<sup>4</sup> See press release of 22 January 2010 entitled “New ICC judges assigned to judicial divisions”, ICC-CPI-20100122-PR489, available on the website of the Court.