

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

**Original: English**

**No. ICC-01/09-01/11 OA 3 OA 4**

**Date: 31 January 2012**

**THE APPEALS CHAMBER**

**Before:**

**Judge Sang-Hyun Song  
Judge Akua Kuenyehia  
Judge Erkki Kourula  
Judge Anita Ušacka  
Judge Daniel David Ntanda Nsereko**

**SITUATION IN THE REPUBLIC OF KENYA**

**IN THE CASE OF THE PROSECUTOR v. WILLIAM SAMOEI RUTO,  
HENRY KIPRONO KOSGEY AND JOSHUA ARAP SANG**

**Public document**

**Decision on the Presiding Judge of the Appeals Chamber in the appeals of Mr William Samoei Ruto and Mr Joshua Arap Sang, under article 82 (1) (a) of the Statute, against the decision of Pre-Trial Chamber II entitled “Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute”**



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

**The Office of the Prosecutor**  
Ms Fatou Bensouda, Deputy Prosecutor  
Mr Fabricio Guariglia

**Counsel for William Samoei Ruto**  
Mr Kioko Kilukumi Musau  
Mr David Hooper

**Counsel for Mr Joshua Arap Sang**  
Mr Joseph Kipchumba Kigen-Katwa  
Mr Joel Kimutai Bosek

**REGISTRY**

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**Registrar**  
Ms Silvana Arbia



The Appeals Chamber of the International Criminal Court,

In the appeals of Mr William Samoei Ruto and Mr Joshua Arap Sang, under article 82 (1) (a) of the Statute, against the decision of Pre-Trial Chamber II entitled “Decision on the Confirmation of Charges Pursuant to Article 61(7)(a) and (b) of the Rome Statute” of 23 January 2012 (ICC-01/09-01/11-373),

Pursuant to regulation 13 (1) of the Regulations of the Court,

*Renders unanimously* the following

## DECISION

The Presiding Judge in the above-mentioned appeals is Judge Akua Kuenyehia.

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



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**Judge Anita Ušacka**  
**President of the Appeals Division**

Dated this 31<sup>st</sup> day of January 2012

At The Hague, The Netherlands