



Original: English

No.: ICC-01/04-02/06

Date: 18 July 2014

THE PRESIDENCY

Before: Judge Sang-Hyun Song, President
Judge Sanji Mmasenono Monageng, First Vice-President
Judge Cuno Tarfusser, Second Vice-President

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
*THE PROSECUTOR V. BOSCO NTAGANDA***

**Public
Urgent**

**Decision constituting Trial Chamber VI and referring to it the case of
*The Prosecutor v. Bosco Ntaganda***

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

Fatou Bensouda
James Stewart

Counsel for the Defence

Marc Desalliers
Caroline Buteau
Andrea Valdivia

Legal Representative of the Victims

Sarah Pellet
Dmytro Suprun

Legal Representative of the Applicants**Unrepresented Victims****Unrepresented Applicants for
Participation/Reparation****The Office of Public Counsel for
Victims**

Paolina Massida

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

Xavier-Jean Keïta

States Representatives**REGISTRY****Registrar**

Herman von Hebel

Counsel Support Section

Esteban Peralta Losilla

Victims and Witnesses Unit

Nigel Verrill

Detention Section

Paddy Craig

**Victims Participation and Reparations
Section**

Soraya Brikci

Other

Pre-Trial Chamber II

THE PRESIDENCY of the International Criminal Court ("Court");

NOTING the decision of the Pre-Trial Chamber II dated 9 June 2014 which, *inter alia*, confirmed, pursuant to article 61(7) of the Rome Statute of the International Criminal Court ("Statute"), the charges presented by the Prosecutor against Bosco Ntaganda to the extent specified in paragraphs 12, 31, 36, 74 and 97 of that decision, and committed Bosco Ntaganda to a Trial Chamber for trial on the charges as confirmed ("Decision Confirming the Charges");¹

CONSIDERING article 61(11) of the Statute, pursuant to which the Presidency shall constitute a Trial Chamber once the charges have been confirmed, which shall be responsible for the conduct of subsequent proceedings;

CONSIDERING rule 130 of the Rules of Procedure and Evidence ("Rules"), pursuant to which the Presidency shall refer the case to a Trial Chamber and transmit to it the decision confirming the charges and the records of the proceedings of the Pre-Trial Chamber;

CONSIDERING the "Third Decision on Bosco Ntaganda's Interim Release" of 17 July 2014, in which Pre-Trial Chamber II ordered the Registrar to "transmit . . . the Confirmation of Charges Decision together with the record of the case against Bosco Ntaganda to the Presidency to constitute a Trial Chamber";²

CONSIDERING that the record of the proceedings before Pre-Trial Chamber II and the decision confirming the charges were transmitted, by the Registrar, to the Presidency on 18 July 2014, in accordance with rule 129 of the Rules;³

¹ Pre-Trial Chamber II Decision pursuant to Article 61(7)(a) and (b) of the Rome Statute on the Charges of the Prosecutor Against Bosco Ntaganda, ICC-01/04-02/06-309.

² ICC-01/04-02/06-335.

³ Transmission to the Presidency of the Decision on the Confirmation of Charges And of the Record of the Proceedings, ICC-01/04-02/06-336.

HEREBY CONSTITUTES Trial Chamber VI with immediate effect:

Trial Chamber VI

Judge Kuniko Ozaki

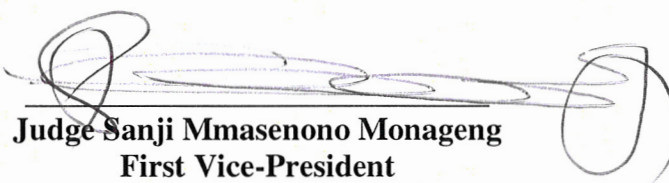
Judge Robert Fremr

Judge Geoffrey Henderson

HEREBY REFERS the case of *The Prosecutor v. Bosco Ntaganda* to Trial Chamber VI;

HEREBY TRANSMITS the full record of the proceedings before Pre-Trial Chamber II to Trial Chamber VI, including the decision confirming the charges; and

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



Judge Sanji Mmasenono Monageng
First Vice-President

Dated this 18 July 2014

At The Hague, The Netherlands