



Original: **English**

No.: **ICC-01/05-01/13**
Date: **4 November 2016**

THE PRESIDENCY

Before: Judge Silvia Fernández de Gurmendi, President
Judge Joyce Aluoch, First Vice-President
Judge Kuniko Ozaki, Second Vice-President

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

IN THE CASE OF
THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO,
AIMÉ KILOLO MUSAMBA, JEAN-JACQUES MANGENDA KABONGO,
FIDÈLE BABALA WANDU AND NARCISSE ARIDO

Public

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

Ms Fatou Bensouda
Mr James Stewart
Mr Kweku Vanderpuye

Counsel for Mr Jean-Pierre Bemba Gombo

Ms Melinda Taylor

Counsel for Aimé Kilolo Musamba

Mr Paul Djunga Mudimbi

**Counsel for Jean-Jacques Mangenda
Kabongo**

Mr Christopher Michael Gosnell

Counsel for Fidèle Babala Wandu

Mr Jean-Pierre Kilenda Kakengi Basila

Counsel for Narcisse Arido

Mr Charles Achaleke Taku

REGISTRY

Registrar

Mr Herman von Hebel

Other

Appeals Chamber

THE PRESIDENCY of the International Criminal Court notes the “Judgment pursuant to Article 74 of the Statute” rendered by Trial Chamber VII on 19 October 2016 (“Judgment”)¹ in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidèle Babala Wandu and Narcisse Arido* (“*Bemba et al.*”). The Presidency further notes “Narcisse Arido’s Notice of Appeal against the Trial Chamber VII’s ‘Judgment pursuant to Article 74 of the Statute’ (ICC-01/05-01/13-1989-Conf)” dated 31 October 2016;² the “Notification d’appel de la Défense de M. Fidèle Babala Wandu à l’encontre du jugement rendu en application de l’article 74 du Statut par la Chambre de première instance VII le 19 octobre 2016” dated 2 November 2016;³ and the “Notice of Appeal” filed by the defence for Mr Jean-Jacques Kabongo Mangenda on 4 November 2016⁴ (“Appeals”).

The Presidency recalls that, on 20 March 2015, it granted the request of Judge Christine Van den Wyngaert for excusal from all future appeals in *Bemba et al.*⁵

The Presidency notes article 39(1) and (2)(b)(i) of the Rome Statute, rule 38 of the Rules of Procedure and Evidence and regulations 12 and 15 of the Regulations of the Court.

The Presidency hereby decides, in the current circumstances, to temporarily attach Judge Geoffrey Henderson, currently assigned to the Trial Division, to the Appeals Chamber.

The Presidency hereby decides that the Appeals Chamber shall be composed as follows for the purposes of the Appeals, as well as for any other appeal arising from the Judgement and/or any request or motion related thereto:

Judge Silvia Fernández de Gurmendi

Judge Sanji Mmasenono Monageng

Judge Howard Morrison

Judge Piotr Hofmański

Judge Geoffrey Henderson

¹ ICC-01/05-01/13-1989-Conf. A public redacted version of the Judgment was issued on the same day: ICC-01/05-01/13-1989-Red.

² ICC-01/05-01/13-1995.


³ ICC-01/05-01/13-1999.

⁴ ICC-01/05-01/13-2006.

⁵ ICC-01/05-01/13-863-AnxI.

The Presidency 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.



Judge Silvia Fernández de Gurmendi
President

Dated this 4 November 2016

At The Hague, The Netherlands