



Original: **English**

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

Date: **22 March 2019**

**THE PRESIDENCY**

**Before:** Judge Chile Eboe-Osuji, President  
Judge Robert Fremr, First Vice-President  
Judge Marc Perrin de Brichambaut, Second Vice-President

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO  
IN THE CASE OF  
*THE PROSECUTOR V. BOSCO NTAGANDA***

**Public with Public Annex 1**

**Notification of the Decision of the Plenary of Judges pursuant to article 40 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  
Mr James Stewart**Counsel for the Defence**Mr Stéphane Bourgon  
Mr Christopher Gosnell**Legal Representatives of Victims**Ms Sarah Pellet  
Mr Dmytro Suprun**Legal Representatives of Applicants****Unrepresented Victims****Unrepresented Applicants for  
Participation/Reparation****The Office of Public Counsel for Victims****The Office of Public Counsel for the  
Defence****States Representatives****REGISTRY****Registrar**

Mr Peter Lewis

**Counsel Support Section****Victims and Witness Unit****Detention Section****Victims Participation and Reparations  
Section****Others**

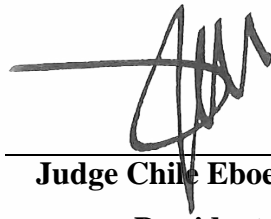
Trial Chamber VI

The Presidency of the International Criminal Court (the ‘Court’) notes that on 18 February 2019 Judge Kuniko Ozaki informed the judges of the Court that she had been appointed as the Japanese Ambassador to the Republic of Estonia and requested that the judges of the Court consider the application of article 40 of the Rome Statute (the ‘Statute’) in this regard.<sup>1</sup>

A plenary of judges was convened on 4 March 2019 to consider Judge Ozaki’s request, pursuant to article 40(4) of the Statute.

The Presidency hereby notifies the parties and participants of the decision of the Plenary (Annex 1) and orders the Registrar to transmit the notification to all parties and participants in the case.

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



**Judge Chile Eboe-Osuji**  
**President**

Dated this 22 March 2019

At The Hague, The Netherlands

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<sup>1</sup> 2019/PRES/00003-5.