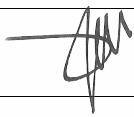




Internal memorandum
Memorandum interne

To À	Second Vice-President Perrin de Brichambaut	From De	The <i>ad hoc</i> Presidency 
Date	14 May 2019	Through Via	
Ref.	2019/PRES/00081-02	Copies	

Subject | Objet Decision on request for excusal from the Presidency and observations pursuant to article 41(2)(c) and rule 34(2)

As you are aware, the Defence in the case of *The Prosecutor v. Thomas Lubanga Dyilo* (ICC-01/04-01/06) requested your disqualification from the Trial Chamber II bench on 10 April 2019.¹

On 16 April 2019, you requested to be excused from your functions in the Presidency in respect of the defence application for disqualification.² The *ad hoc* Presidency composed of Judges Eboe-Osuji, Fremr and Morrison, hereby grants your application to be excused from your functions in the Presidency in respect of said defence application in the case ICC-01/04-01/06.

Pursuant to article 41(2)(c) of the Rome Statute and rule 34(2) of the Rules of Procedure and Evidence, you are entitled to present written observations on the said Defence application for disqualification.

You have already submitted preliminary written observations on 10 May 2019. You are hereby requested to ensure that the Presidency has your final written observations by 31 May 2019, at the latest.

A special plenary session will thereafter be convened to address the defence application.

¹ Requête urgente de la Défense aux fins de récusation de M. le Juge Marc Perrin de Brichambaut, ICC-01/04-01/06-3451.

² 2019/PRES/00081.