



**Original: French**

**No.: ICC-01/04  
Date: 16 October 2007**

**PRE-TRIAL CHAMBER I**

**Before: Judge Akua Kuenyehia, Presiding Judge  
Judge Anita Ušacka  
Judge Sylvia Steiner**

**Registrar: Mr Bruno Cathala**

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO**

**Public Document  
URGENT  
Decision on the Designation of a Single Judge**

**The Office of the Prosecutor**

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**The Office of Public Counsel for the  
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**The Office of Public Counsel for  
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Ms Paolina Massidda

**PRE-TRIAL CHAMBER I** (“the Chamber”) of the International Criminal Court (“the Court”);

**NOTING** the decision assigning the Situation in the Democratic Republic of the Congo (“the DRC”) to Pre-Trial Chamber I, issued by the Presidency on 5 July 2004;<sup>1</sup>

**NOTING** the *Decision on the Designation of a Single Judge*<sup>2</sup> rendered by Pre-Trial Chamber I on 27 June 2007 maintaining the designation of Judge Sylvia Steiner as Single Judge of Pre-Trial Chamber I for the Situation in the DRC and any related case until otherwise decided by the Chamber;

**NOTING** the decision replacing a judge of the Chamber,<sup>3</sup> filed by the Presidency on 22 June 2007;

**NOTING** article 39(2)(b)(iii) of the *Rome Statute* (“the Statute”), pursuant to which the functions of the Pre-Trial Chamber shall be carried out either by three judges of the Pre-Trial Division or by a single judge in accordance with the Statute and the *Rules of Procedure and Evidence*;

**NOTING** article 57(2)(b) of the Statute, pursuant to which a single judge of the Pre-Trial Chamber may exercise the functions provided for in the Statute, unless otherwise provided for in the *Rules of Procedure and Evidence* or by a majority of the Pre-Trial Chamber;

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<sup>1</sup> ICC-01/04-1.

<sup>2</sup> ICC-01/04-353-tEN.

<sup>3</sup> ICC-01/04-351.

**NOTING** rule 7(1) of the *Rules of Procedure and Evidence* and regulation 47(1) of the *Regulations of the Court*, pursuant to which the designation of a single judge shall be based on criteria agreed upon by the Pre-Trial Chamber, including seniority of age and criminal trial experience;

**CONSIDERING** that at this stage of the proceedings concerning the Situation in the DRC and any related case, the designation of a single judge will ensure the proper and efficient functioning of the Chamber;

**FOR THESE REASONS,**

**DECIDES** to designate Judge Akua Kuenyehia as Single Judge of Pre-Trial Chamber I for the situation in the DRC from 16 October 2007 to 29 October 2007;

**DECIDES** that, subject to article 57(2)(a) of the Statute, the functions of Pre-Trial Chamber I concerning the situation in the DRC and any related case shall be carried out by the Single Judge.

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

[signed]

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**Judge Akua Kuenyehia**  
**Presiding Judge**

[signed]

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**Judge Anita Ušacka**

[signed]

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**Judge Sylvia Steiner**

Dated this Tuesday 16 October 2007

At The Hague, the Netherlands

