

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/05-01/08**

Date: **17 October 2008**

PRE-TRIAL CHAMBER III

Before: Judge Fatoumata Dembele Diarra (Presiding Judge)
Judge Hans-Peter Kaul
Judge Ekaterina Trendafilova

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC
IN THE CASE OF
THE PROSECUTOR
V. JEAN-PIERRE BEMBA GOMBO**

**Public document
With Confidential Annex A**

**Prosecution's Communication of Incriminating Evidence (Items on List of
Evidence) Disclosed to the Defence on 17 October 2008**

Source: The Office of the Prosecutor

Document to be notified in accordance with regulation 31 of the
Regulations of the Court to:

The Office of the Prosecutor

**Counsel for the Defence of Jean-Pierre
 Bemba**

Nkwebe Liriss

Tjarda E. Van der Spoel

Aimé Kilolo-Musamba

Legal Representatives of Victims

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

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
 Section**

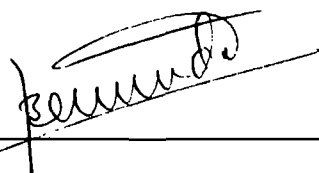
Other

I. Introduction

The Office of the Prosecutor ("Prosecution") herewith submits the report for the incriminating evidence contained in its list of evidence disclosed to the Defence team of Jean-Pierre Bemba Gombo on 17 October 2008, pursuant to Articles 61(3)(b), 61(4) and 61(6) of the Rome Statute (the "Statute"), as well as Rule 121(4) of the Rules of Procedure and Evidence (the "Rules") and Regulation 52 of the Regulations of the Court (the "Regulations"). This communication is also filed in accordance with the terms of the Chamber's orders contained in the Decision on the Evidence Disclosure System and a Timetable for Disclosure between the Parties.¹

II. Request for Confidentiality

Annex A appended to this communication contains the "List of Disclosed Material" provided to the Defence. The Prosecution requests that this annex be received by the Chamber as confidential as this list contains information of witnesses who are known only to the Defence, but not to the public.



Fatou Bensouda, Deputy Prosecutor

On behalf of

Luis Moreno-Ocampo, Prosecutor

Dated this 17 day of October 2008

At The Hague, The Netherlands

¹ ICC-01/05-01/08-55