

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05-01/08
Date: 13 November 2008

PRE-TRIAL CHAMBER III

Before: Judge Ekaterina Trendafilova (Presiding Judge)
Judge Hans-Peter Kaul
Judge Mauro Politi

**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 Potentially Exonerating Evidence Disclosed to
the Defence on 12 November 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

Mr Nkwebe Liriss

Mr Tjarda E. Van der Spoel

Mr 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

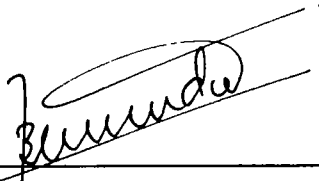
Victims Participation and Reparations Section Other

I. Introduction

The Office of the Prosecutor (hereinafter referred to as the "Prosecution") herewith submits the report for the potentially exonerating evidence disclosed to the Defence team of Jean-Pierre Bemba Gombo on 12 November 2008, pursuant to Article 67(2) of the Rome Statute and in accordance with 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 that has been treated as confidential to date.²



Fatou Bensouda, Deputy Prosecutor
On Behalf Of
Luis Moreno-Ocampo, Prosecutor

Dated this 13th day of November 2008

At The Hague, the Netherlands

¹ ICC-01/05-01/08-55. These documents were initially collected under Article 54(3)(e) of the Statute. The Prosecution has obtained lifting of confidentiality restrictions on these documents, and has accordingly disclosed them to the Defence.

² ICC-01/05-01/08-138; ICC-01/05-01/08-197