

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05-01/08
Date: 28 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**

**Report of the Registrar on the Status of Implementation of the "Request for
Cooperation to Initiate an Investigation Addressed to the Competent Authorities
of the Republic of Portugal" (ICC-01/05-01/08-254)**

Source: Registrar

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

The Office of the Prosecutor

Ms. Fatou Bensouda, Deputy Prosecutor
Ms. Petra Kneuer, Senior Trial Lawyer

Counsel for the Defence

Mr. Nkwebe Liriss
Mr. Karim A. A. Khan
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

THE REGISTRAR of the International Criminal Court (the “Court”);

NOTING the “*Mandat d’arrêt à l’encontre de Jean-Pierre Bemba Gombo*”¹ issued by Pre-Trial Chamber III (the “Chamber”) on 23 May 2008;

NOTING the “*Décision et demande en vue d’obtenir l’identification, la localisation, le gel et la saisie des biens et avoirs adressées à la République Portugaise*”² issued by the Chamber on 27 May 2008;

NOTING the “*Mandat d’arrêt à l’encontre de Jean-Pierre Bemba Gombo remplaçant le mandat d’arrêt décerné le 23 mai 2008*”³ issued by the Chamber on 10 June 2008;

NOTING the “*Décision du Greffier sur la demande d’aide judiciaire aux frais de la Cour déposée par M. Jean-Pierre Bemba Gombo*”⁴ issued on 25 August 2008 ;

NOTING the “*Requête en mainlevée de saisie*”⁵ submitted by the Defence on 26 August 2008;

NOTING the “*Prosecution’s Response to Defence Application for Lifting of Seizure*”⁶ submitted on 19 September 2008;

¹ ICC-01/05-01/08-1

² ICC-01/05-01/08-8

³ ICC-01/05-01/08-15

⁴ ICC-01/05-01/08-76

⁵ ICC-01/05-01/08-81-Conf

⁶ ICC-01/05-01/08-110-Conf

NOTING the “*Decision on the Defence’s Application for Lifting the Seizure of Assets and Request for Cooperation to the Competent Authorities of Portugal*”⁷ issued by the Chamber on 10 October 2008;

NOTING the “*Requête en mainlevée de saisie*”⁸ submitted by the Defence on 28 October 2008;

NOTING the “*Report of the Registrar on the Status of the Implementation of “Decision on the Defence’s Application for Lifting the Seizure Assets and Request for Cooperation to the Competent Authorities of Portugal”*”⁹, submitted on 3 November 2008;

NOTING the “*Prosecution’s Response to Defence “Requête en Main Levée de Saisie” of 28 October 2008*”¹⁰ submitted on 7 November 2008;

NOTING the “*Decision on the Second Defence’s Application for Lifting the Seizure of Assets and Request for Cooperation to the Competent Authorities of the Republic of Portugal*”¹¹ issued on 14 November 2008;

NOTING the public redacted version of the “*Decision on the Defence’s Application for Lifting the Seizure of Assets and Request for Cooperation to the Competent Authorities of Portugal*”¹² issued on 10 October 2008;

⁷ ICC-01/05-01/08-149-Conf

⁸ ICC-01/05-01/08-193-Conf

⁹ ICC-01/05-01/08-201-Conf

¹⁰ ICC-01/05-01/08-220-Conf

¹¹ ICC-01/05-01/08-249

¹² ICC-01/05-01/08-251-Anx

NOTING the *“Request for Cooperation to Initiate an Investigation Addressed to the Competent Authorities of the Republic of Portugal¹³”* (“Request of 17 November 2008”) issued by the Chamber on 17 November 2008;

NOTING the *“Report of the Registrar on the “Decision on the Second Defence’s Application for Lifting the Seizure of Assets and Request for cooperation to the Competent Authorities of the Republic of Portugal”¹⁴* submitted on 24 November 2008;

NOTING articles 87, 93(1)(k), 96 and 97 of the Rome Statute (the “Statute”); rules 99 and 176(2) of the Rules of Procedure and Evidence (the “Rules”); regulations 23*bis* and 24*bis* of the Regulations of the Court (the “Regulations”);

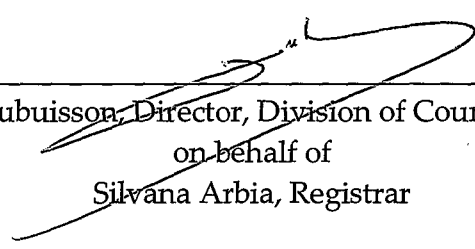
CONSIDERING that the Chamber ordered the Registrar to report, by 28 November 2008, on the status of the implementation of the Request of 17 November 2008;

INFORMS the Chamber that the Registry has, up to date, not received any response from the Portuguese authorities in relation to the above-mentioned request;

¹³ ICC-01/05-01/08-254

¹⁴ ICC-01/05-01/08-281

TRANSMITS, respectfully, in Annex, the note verbale requesting the cooperation of the authorities and the Memorandum of service.



Marc Dubuisson, Director, Division of Court Services
on behalf of
Silvana Arbia, Registrar

Dated this 28 November 2008

At The Hague in The Netherlands