



Original: **French**

No.: **ICC-01/05-01/08**
Date: **21 November 2008**

THE APPEALS CHAMBER

Before: Judge Erkki Kourula, Presiding Judge
Judge Philippe Kirsch
Judge Georgios M. Pikis
Judge Sang-Hyun Song
Judge Daniel David Ntanda Nsereko

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC
IN THE CASE OF
THE PROSECUTOR
*v. Jean-Pierre Bemba Gombo***

Public Document

**Corrigendum to the Defence Response to the Appeals Chamber document of 18
November 2008 entitled “Order in relation to confidential filings”**

Source: Mr Jean-Pierre Bemba Gombo’s Defence Team

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

The Office of the Prosecutor

Fatou Bensouda

Petra Kneuer

Counsel for the Defence

Nkwebe Liriss & Karim A. A. Khan

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

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Considering that:

1. In its decision of 18 November 2008, the Appeals Chamber orders the Defence to indicate, and to provide reasons for, what information, if any, contained within the "Defence Appeal against the Decision of the Single Judge of Pre-Trial Chamber III of 20 August 2008, entitled 'Decision on application for interim release'" (ICC-01/05-01/08-78-Conf) it submits should be kept confidential;
2. The Defence explains that it filed its appeal on a confidential basis, given that it was appealing a decision which was itself issued on a confidential basis;
3. Only after the said appeal, did Pre-Trial Chamber III issue a decision on 26 August 2008 entitled "Decision concerning the public version of the 'Decision on application for interim release' of 20 August 2008";
4. The Defence, does not take any particular note of information in that document which it considers confidential.

FOR THESE REASONS

5. The Defence has no objection to the appeal in question being reclassified as public and defers to the discretion of the Appeals Chamber on this matter.

[signed]

Aimé Kilolo Musamba
Counsel

Dated this 21 November 2008

At The Hague, The Netherlands