

**Cour
Pénale
Internationale**



**International
Criminal
Court**

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No.: **ICC-01/05-01/08**
Date: **19 December 2008**

PRE-TRIAL CHAMBER III

Before: Judge Ekaterina Trendafilova (Single Judge)

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

Public document

Prosecution's Submission of Updated List of Evidence

**With Under Seal, *Ex Parte* Prosecution Only Annexes 1A and 1B
and
Confidential Prosecution and Defence Only Annexes 2A, 2B and 3**

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

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Mr Karim A.A.Khan

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Legal Representatives of Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

The Office of Public Counsel for Victims

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States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

I. Introduction

1. The Office of the Prosecutor (hereinafter referred to as the "Prosecution") hereby submits, in appended annexes to this document, its Updated versions of the List of Evidence, which the Prosecution intends to rely on at the Confirmation Hearing. In this Updated Version, the Prosecution consolidates all previously filed versions of its list of evidence and all witness statements and supplemental material already disclosed to the Defence in support of its Document Containing the Charges. This Updated List of Evidence is submitted pursuant to Articles 61 (3) and (4) of the Rome Statute (hereinafter referred to as the "Statute"), Rules 121(4) and (5) of the Rules of Procedure and Evidence (hereinafter referred to as the "Rules") and Regulation 52 of the Regulations of the Court.¹

II. Request for the Receipt of Certain Annexes as Under Seal, *Ex Parte* – Prosecution Only and Certain Other Annexes as Confidential – Prosecution and Defence Only"

2. The Prosecution requests that Annexes 1A and 1B appended to this document be received by the Chamber as "Under Seal, *Ex Parte* – Prosecution Only" as these annexes contain identifying information of all witnesses and victims, including those for whom the Chamber has granted protection. The Prosecution also requests that the appended Annexes 2A, 2B and 3 be received by the Chamber as "Confidential – Prosecution and Defence Only" as they contain identifying information of witnesses who are known to the Defence but not to the public. These requests are made to protect victims and witnesses pursuant to both Article 68(1) of the Statute and Rule 81(4) of the Rules.



Luis Moreno-Ocampo, Prosecutor

Dated this 19th day of December 2008
At The Hague, The Netherlands

¹ The annexes appended to this document are the following: Annexes 1A and 1B (*ex parte*, available to the Prosecution only): 1A: Unredacted Updated List of Evidence (English); 1B: Unredacted Updated List of Evidence (unofficial French translation); Annexes 2A, 2B and 3 (confidential, available to Prosecution and Defence only): 2A: Redacted Updated List of Evidence (English); 2B: Redacted Updated List of Evidence (unofficial French translation), 3: Corresponding list – witness names and codes.