



Original: English

No.: ICC-01/05-01/08  
Date: 30 September 2009

**TRIAL CHAMBER III**

**Before:** Judge Adrian Fulford, Presiding Judge  
Judge Elizabeth Odio Benito  
Judge Joyce Aluoch

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

**Public**

**Filing of Public Redacted versions of Documents  
No. ICC-01/05-01/08-146-Conf-Exp, No. ICC-01/05-01/08-152-Conf-Exp, No. ICC-  
01/05-01/08-234-Conf-Exp, No. ICC-01/05-01/08-240-Conf-Exp, and No. ICC-01/05-  
01/08-265-Conf-Exp  
and Request for additional redactions to document  
No. ICC-01/05-01/08-255-Conf-Exp**

**With Public Annexes A to E  
and Confidential *Ex parte* OPCV and VPRS only Annex F**

**Source:** Office of Public Counsel for Victims

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. Kilolo-Musamba

**Legal Representatives of Victims**

Ms. Marie Edith Douzima Lawson  
Ms. Paolina Massidda

**Legal Representatives of Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

**The Office of Public Counsel for  
Victims**

Ms. Paolina Massidda

**The Office of Public Counsel for the  
Defence**

**States Representatives**

**Amicus Curiae**

**REGISTRY**

**Registrar & Deputy Registrar**

Ms. Silvana Arbia & Mr. Didier Preira

**Defence Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

Ms. Fiona McKay

**Other**

1. On 18 September 2009, the Single Judge of Pre-Trial Chamber II issued the “Decision on Re-Classification and Unsealing of Certain Documents and Decisions”<sup>1</sup> (the “Decision on Re-Classification”), deciding to re-classify some decisions and documents previously filed in the record of the case *The Prosecutor v. Jean-Pierre Bemba Gombo*. The Single Judge ordered the Office of Public Counsel for Victims (the “OPCV” or the “Office”) to re-file the below documents, originally classified as confidential *ex parte* only available to the OPCV and the Victims Participation and Reparations Section (the “VPRS”), following the proposals for redactions contained in Annex 3 of her Decision on Re-Classification: No. ICC-01/05-01/08-146-Conf-Exp<sup>2</sup>, No. ICC-01/05-01/08-152-Conf-Exp<sup>3</sup>, No. ICC-01/05-01/08-234-Conf-Exp<sup>4</sup>, No. ICC-01/05-01/08-240-Conf-Exp<sup>5</sup>, No. ICC-01/05-01/08-255-Conf-Exp and No. ICC-01/05-01/08-265-Conf-Exp<sup>6</sup>.

2. On 18 September 2009, the Presidency constituted Trial Chamber III, effective immediately, and referred the case against Mr. Jean-Pierre Bemba Gombo to said Chamber<sup>7</sup>.

3. The OPCV accordingly re-files 5 out of the 6 documents mentioned in paragraph 1, applying the redactions proposed by the Single Judge in Annex 3 of her Decision on Re-Classification<sup>8</sup>.

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<sup>1</sup> See the “Decision on Re-Classification and Unsealing of Certain Documents and Decisions” (Pre-Trial Chamber II, Single Judge), No. ICC-01/05-01/08-528, 18 September 2009.

<sup>2</sup> See Annex A to this document.

<sup>3</sup> See Annex B to this document.

<sup>4</sup> See Annex C to this document.

<sup>5</sup> See Annex D to this document.

<sup>6</sup> See Annex E to this document.

<sup>7</sup> See the “Decision constituting Trial Chamber III and referring to it the case of *The Prosecutor v. Jean-Pierre Bemba Gombo*” (Presidency), No. ICC-01/05-01/08-534, 18 September 2009.

<sup>8</sup> See “Annex 3 to the Decision on Re-Classification and Unsealing of Certain Documents and Decisions” (Pre-Trial Chamber II, Single Judge), No. ICC-01/05-01/08-528-Conf-Exp-Anx3, 18 September 2009.

4. In relation to document No. ICC-01/05-01/08-255-Conf-Exp, the Principal Counsel of the Office respectfully submits that further redactions than the ones identified by the Single Judge are needed at this stage of the proceedings before rendering the document public. Indeed, some information contained in the said document is of such nature that, if revealed to the general public, could lead to the identification of the persons concerned or could put third persons in danger. This information is identified in bold for the attention of the Chamber in Annex F, which also contained the expurgations as ordered by the Single Judge. Annex F is filed Confidential *Ex Parte* only available to the OPCV and the VPRS.

5. Therefore, the Principal Counsel respectfully requests Trial Chamber III to authorise, in addition to the expurgations already ordered by the Single Judge of Pre-Trial Chamber II, the further redactions to document No. ICC-01/05-01/08-255-Conf-Exp identified in bold in Annex F of this document.

A handwritten signature in black ink, reading 'Paolina Massidda', with a horizontal line drawn underneath the name.

Paolina Massidda  
Principal Counsel

Dated this 30 September 2009

At The Hague, The Netherlands