



Original: **English**

No.: ICC-01/05-01/08
Date: 27 November 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 version of Document
No. ICC-01/05-01/08-255**

With Public Annex A

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”¹ (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, 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, No. ICC-01/05-01/08-255-Conf-Exp and No. ICC-01/05-01/08-265-Conf-Exp.

2. On 18 September 2009, the Presidency constituted Trial Chamber III and referred the case against Mr. Jean-Pierre Bemba Gombo to said Chamber².

3. On 30 September 2009, the OPCV filed 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-Classification³. In relation to document No. ICC-01/05-01/08-255-Conf-Exp, the Principal Counsel of the Office submitted to the Trial Chamber a request for further redactions than the ones identified by the Single Judge.

¹ 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.

² 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.

³ See the “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”, No. ICC-01/05-01/08-539, 30 September 2009.

4. On 26 November 2009, Trial Chamber III rendered its “Decision on the Request of the Office of Public Counsel for Victims for Additional Redactions submitted on 30 September 2009”⁴ in which it partially granted the OPCV’s request.

5. Therefore, the Principal Counsel files in the case record the public redacted version of document No. ICC-01/05-01/08-255-Conf-Exp, which is attached to the present submission as Annex A, applying the redaction as granted by the Chamber.

A handwritten signature in black ink, reading "Paolina Massidda". The signature is stylized with a large, flowing 'P' and 'M'. Below the signature, there is a horizontal line.

Paolina Massidda
Principal Counsel

Dated this 27 November 2009

At The Hague, The Netherlands

⁴ See the “Decision on the Request of the Office of Public Counsel for Victims for Additional Redactions submitted on 30 September 2009” (Trial Chamber III), No. ICC-01/05-01/08-616-Conf-Exp, 26 November 2009.