

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: ICC-01/05-01/08

Date: 30 November 2009

TRIAL CHAMBER III

Before: Judge Adrian Fulford, Presiding Judge
Judge Elisabeth Odio-Benito
Judge Joyce Aluoch

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

Public Document

With Confidential, *Ex Parte*, Prosecution and Defence only Annex A

**Prosecution's Communication of Potentially Exonerating Evidence Disclosed to
the Defence on 30 November 2009**

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

Counsel for the Defence of Jean-Pierre Bemba

Mr Nkwebe Liriss

Mr Aimé Kilolo Musamba

Legal Representatives of Victims
Ms Marie-Edith Douzima-Lawson

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

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Other Section

I. Introduction

In compliance with its obligations under Article 67(2) of the Rome Statute and pursuant to the Order on the Disclosure of Evidence by the Office of the Prosecutor,¹ issued by the Trial Chamber III (“the Chamber”) on 4 November 2009, the Office of the Prosecutor (“the Prosecution”) herewith notifies the Chamber that it disclosed forty two (42) items of recently registered material as potentially exonerating evidence to the Defence team of Jean-Pierre Bemba Gombo on 30 November 2009.

II. Request for Confidentiality

Annex A appended to this communication contains the “List of Disclosed Material” provided to the Defence. The Prosecution requests that this annex be received by the Chamber as Confidential, *Ex Parte*, Prosecution and Defence only, since it relates to *inter partes* disclosure and contains information known to the Defence, but not to the public.



Luis Moreno-Ocampo, Prosecutor

Dated this 30th day of November 2009

At The Hague, The Netherlands

¹ ICC-01/05-01/08-590 at para. 7.