

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **25 February 2010**

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 document

With Confidential Annex A

Prosecution's Communication to the Chamber concerning the Provision of a Socio-Linguistic Expert Witness's Name and *Curriculum Vitae* to the Defence

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

1. During the status conference of 7 October 2009, Trial Chamber III ("the Chamber") requested that the Office of the Prosecutor ("the Prosecution") identify the experts that it intends to rely upon at trial and liaise with the Defence regarding the possibility of joint instructions of any expert witnesses.¹

2. On 9 October 2009, the Prosecution filed notice of its intention to rely upon expert witnesses and specified the different subject-matters on which the proposed experts would testify.²

3. On 28 January 2010, the Prosecution filed the "Prosecution's Request for Approval of its Proposed Experts and Joint Instructions by the Prosecution and Legal Representatives", whereby it submitted to the Chamber the names of three expert witnesses whom the Prosecution and the Legal Representatives had agreed to jointly instruct, and the *curriculum vitae* for each expert.³

4. On 12 February the Chamber ordered the Prosecution to provide the Defence with the name and *curriculum vitae* of a socio-linguistic expert witness, if possible with the agreement of the Legal Representatives, no later than 16.00 on 19 February 2010.⁴

5. The Prosecution herewith informs the Chamber that on 19 February 2010 at 15:35 hours it has communicated via e-mail to the Defence the name and *curriculum vitae* of a proposed socio-linguistic expert witness, Professor William Samarin. The

¹ ICC-01/05-01/08-T-14-ENG

² ICC-01/05-01/08-548

³ ICC-01/05-01/08-681

⁴ ICC-01/05-01/08-695, Decision on the procedures to be adopted for instructing expert witnesses, paragraph 13.

Prosecution has also informed the Defence that the Legal Representatives have agreed to jointly instruct the above-mentioned expert witness.

II. Request for Confidentiality

6. Annex A appended to this communication contains the *curriculum vitae* of Professor Samarin. The Prosecution requests that this annex be received by the Chamber as Confidential, as it contains information concerning the above-mentioned person, which for reasons of privacy protection should not be divulged to the public.



Luis Moreno-Ocampo, Prosecutor

Dated this 25th Day of February 2010

At The Hague, The Netherlands