

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **19 March 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, *Ex Parte*, Prosecution and Defence only Annex A

**Prosecution's Communication of Audio-Video Recordings of Potentially
Exonerating Statements Already Disclosed 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

In compliance with its obligations under Article 67(2) of the Rome Statute, and pursuant to the Defence request for disclosure of all relevant audio-video materials collected by the Office of the Prosecutor ("Prosecution"),¹ the Prosecution herewith notifies Trial Chamber III ("Chamber") that it disclosed six (6) items as potentially exonerating evidence to the Defence team of Jean-Pierre Bemba Gombo on 19 March 2010. The Prosecution notes that those items are not new evidence, but rather audio-video recordings of interviews of a witness whose transcripts have been previously disclosed to the Defence.

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 19th day of March 2010

At The Hague, The Netherlands

¹ Letter of the Defence titled "Demande de divulgation et de clarification sur des pressions alléguées sur des témoins", dated 1 February 2010 (see : ICC-01/05-01/08-724-Conf-AnxA), to which the Prosecution responded (See : ICC-01/05-01/08-724-Conf-AnxB).