

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 10 May 2010

TRIAL CHAMBER III

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

SITUATION IN CENTRAL AFRICAN REPUBLIC

**IN THE CASE OF
*THE PROSECUTOR v. JEAN-PIERRE BEMBA***

Public

With confidential annexes 1, 2 and 3

**Transmission by the Registrar of Submissions made by the Authorities of the
Central African Republic pursuant to the Oral Order of the Hearing held on the 27
April 2010**

Source: Registrar

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. Aimé Kilolo Musamba

Legal Representatives of the Victims

Ms. Marie Edith Douzima-Lawson

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms. Paolina Massida

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Silvana Arbia

Deputy Registrar

Didier Preira

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

THE REGISTRAR of the International Criminal Court (the "Court");

NOTING the "*Requête en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19 (2) (a) du Statut de Rome*" (the "Defence Application")¹ submitted by the Defence on 25 February 2010 ;

NOTING the public redacted version of the "*Requête en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19 (2) (a) du Statut de Rome*"² submitted by the Defence on 25 February 2010 and reclassified as confidential on 26 February 2010 pursuant to the instruction of Trial Chamber III (the "Chamber") ;

NOTING the "*Corrigendum à la Requête en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19 (2) (a) du Statut de Rome*"³ (the "Defence’s Application") submitted by the Defence on 25 February 2010 ;

NOTING the "*Prosecution’s Response to Motion Challenging the Admissibility of the Case by the Defence for Jean-Pierre Bemba Gombo pursuant to Articles 17 and 19(2) (a) of the Rome Statute*"⁴ submitted by the Prosecutor on 29 March 2010;

NOTING the "*Observations de la Représentante légale des victimes à la requête de la Défense en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19(2) (a) du Statut de Rome*"⁵ submitted on 30 March 2010 ;

¹ ICC-01/05-01/08-704-Conf-Exp

² ICC-01/05-01/08-704-Red-Conf

³ ICC-01/05-01/08-704-Conf-Exp-Corr

⁴ ICC-01/05-01/08-739

⁵ ICC-01/05-01/08-740

NOTING the *"Corrigendum à la réplique de la Défense aux observations du Procureur et de Représentants légaux des victimes sur la requête en contestation de la recevabilité de l’Affaire conformément aux articles 17 et 19(2) (a) du Statut de Rome”*⁶ submitted on 14 avril 2010 ;

NOTING the second public redacted version of the *"Requête en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19 (2) (a) du Statut de Rome”*⁷ submitted by the Defence on 2 March 2010 and reclassified as confidential on 9 March 2010 pursuant to the instruction of the Chamber ;

NOTING the *"Registrar’s proposal for a summary of the "Requête en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19 (2) (a) du Statut de Rome”pursuant to rule 59(2) of the Rules of Procedure and Evidence”*⁸ submitted on 15 March 2010 ;

NOTING the *"Registrar’s submission of an amended summary of the "Requête en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19 (2) (a) du Statut de Rome”pursuant to rule 59(2) of the Rules of Procedure and Evidence”*⁹submitted on 19 March 2010 ;

NOTING the *"Registrar’s report on the notification of the summary of the an of the "Requête en vue de contester la recevabilité de l’Affaire conformément aux articles 17 et 19 (2) (a) du Statut de Rome”*¹⁰ submitted on 25 March 2010 ;

⁶ ICC-01/05-01/08-752-Corr

⁷ ICC-01/05-01/08-704-Red2-Conf

⁸ ICC-01/05-01/08-720-Conf-Exp

⁹ ICC-01/05-01/08-727-Conf-Exp

¹⁰ ICC-01/05-01/08-737-Conf

NOTING the Chamber's Oral Order¹¹ setting the deadline for the submissions of the authorities of the Central African Republic on 7 May 2010 during the public hearing held on 27 April 2010;

NOTING rule 176(2) of the Rules of Procedure and Evidence (the "Rules"); regulations 23*bis* and 24*bis* of the Regulations of the Court;

CONSIDERING that the ICC Field office in the Central African Republic transmitted an email at 15.09 hours on Friday 7 May 2010, confirming the reception of the submissions from the authorities of the said State;

CONSIDERING that the ICC Field Office had to scan the submissions prior to transmitting them by email to the Registry and that the documents were sent to the Registry in three emails between 15.52 hours and 15.58 hours;

¹¹ ICC-01/05-01/08-T-22-ENG ET, p. 63 line 64 to p. 65 line 25

CONSIDERING that the attached annexes contain sensitive information;

TRANSMITS, in accordance with rule 176(2) of the Rules and in confidential Annexes 1, 2 and 3, the submissions made by the authorities of the Central African Republic;

RESPECTFULLY SUBMITTED,

A handwritten signature in black ink, consisting of a series of loops and strokes, positioned above a horizontal line.

Marc Dubuisson, Director of the Division of Court Services
on behalf of
Silvana Arbia, Registrar

Dated this 10 May 2010

At The Hague, The Netherlands.