

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **13 October 2010**

TRIAL CHAMBER III

Before: Judge Sylvia Steiner, Presiding Judge
Judge Joyce Aluoch
Judge Kuniko Ozaki

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

**Public Document
With
Confidential Annexes A and B
And
Public Redacted Annex A**

**Prosecution's Submission of its Corrected Revised Second Amended
Document Containing the Charges**

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 Gombo**

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**

1. On 22 September 2010, the Defence filed its “Requête de la Défense aux fins d'une ordonnance visant à corriger et à déposer à nouveau le Deuxième Document Amendé contenant les Charges”¹ (“Defence request”) in which it requested the Trial Chamber III (“Chamber”) to order the Office of the Prosecutor (“Prosecution”) to submit a Corrected Revised Second Amended Document Containing the Charges (“Corrected Revised Second ADCC”).

2. On 28 September 2010, the Prosecution submitted its response to the Defence’s request,² in which it agreed to correct a factual mistake contained in paragraph 79 of the Revised Second ADCC in conformity with the Confirmation Decision.³

3. On 8 October 2010, the Chamber issued its decision on the Defence request.⁴ Although the Chamber rejected the Defence’s request *in limine* due to the late filing of the application,⁵ it requested the Prosecution to submit a Corrected Revised Second ADCC to correct the factual mistake agreed upon by the Prosecution.⁶

4. In compliance with the Chamber’s order, the Prosecution hereby submits in appended annexes its Corrected Revised Second ADCC.

¹ ICC-01/05-01/08-894-Red, Requête de la Défense aux fins d'une ordonnance visant à corriger et à déposer à nouveau le Deuxième Document Amendé contenant les Charges, 22 September 2010.

² ICC-01/05-01/08-907-Red, Prosecution’s Response to “Requête de la Défense aux fins d'une ordonnance visant à corriger et à déposer à nouveau le Deuxième Document Amendé contenant les Charges”, 18 September 2010.

³ *Ibid*, at para. 16. See also, ICC-01/05-01/08-424, Decision Pursuant to Article 61(7)(a) and (b) of the Rome Statute on the Charges of the Prosecutor Against Jean-Pierre Bemba Gombo, 15 June 2009, at para. 470.

⁴ ICC-01/05-01/08-935, Decision on the defence application to obtain a ruling to correct the revised Second Amended Document containing the Charges, 8 October 2010.

⁵ *Ibid*, at para. 9.

⁶ *Ibid*, at para. 10.

Request for the receipt of Annexes A and B as Confidential

5. Annex A is the English unredacted version of the Corrected Revised Second ADCC. Annex B is the French unredacted version of the same document. The Prosecution requests that Annexes A and B be received by the Chamber as Confidential as they contain identifying information regarding witnesses and victims who are known to the Defence and the Legal Representatives of victims but not to the public. This request is made to protect victims and witnesses pursuant to Article 68(1) of the Rome Statute and Rule 81(4) of the Rules of Procedure and Evidence.



Luis Moreno-Ocampo, Prosecutor

Dated this 13th Day of October 2010

At The Hague, The Netherlands