

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 19 May 2011

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***

Confidential

Decision on the "Report of the Registrar on the execution of decision ICC-01/05-01/08-1398-Conf"

Decision 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
Mr Assingambi Zarambaud

Legal Representatives of the 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

Competent authorities of
the Kingdom of Belgium and
the Kingdom of the Netherlands

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Section

Ms Fiona McKay

Other

Trial Chamber III ("Trial Chamber" or "Chamber") of the International Criminal Court ("Court" or "ICC"), in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo*, ("Bemba case") issues the following Decision on the "Report of the Registrar on the execution of decision ICC-01/05-01/08-1398-Conf".

1. On 3 May 2011, the defence filed its « Requête de Mise en liberté provisoire de M. Jean-Pierre Bemba Gombo » ("Request for Interim Release"),¹ requesting the interim release of Mr Bemba into the Kingdom of Belgium.
2. On 12 May 2011, the Chamber issued the "Decision requesting observations on the « Requête de Mise en liberté provisoire de M. Jean-Pierre Bemba Gombo »" ("Decision requesting observations")², by which the competent authorities of the Kingdom of Belgium were invited to submit, by no later than Friday 27 May 2011, their observations on the Request for Interim Release.
3. On 16 May 2011, the Registrar filed its "Report of the Registrar on the execution of decision ICC-01/05-01/08-1398-Conf" ("Registrar's Report"),³ in which the Chamber was informed that by note verbale dated 16 May 2011, the authorities of the Kingdom of Belgium requested access to the annexes to the Request for Interim Release and 15 additional days (10 working days) to submit their observations.
4. In accordance with Article 21(1) of the Rome Statute ("Statute"), the Chamber, in making this Decision has considered the following provisions: Rule 119(3)

¹ Requête de Mise en liberté provisoire de M. Jean-Pierre Bemba Gombo, 3 May 2011, ICC-01/05-01/08-1387-Conf and five annexes; Corrigendum Requête de Mise en liberté provisoire de M. Jean-Pierre Bemba Gombo, 3 May 2011, ICC-01/05-01/08-1387-Conf-Corr and annex ; and English translation Corrigendum to Application for the interim release of Mr Jean-Pierre Bemba Gombo, 3 May 2011, ICC-01/05-01/08-1387-Conf-Corr-tENG and five annexes.

² Decision requesting observations on the « Requête de Mise en liberté provisoire de M. Jean-Pierre Bemba Gombo », 12 May 2011, ICC-01/05-01/08-1398-Conf.

³ Report of the Registrar on the execution of decision ICC-01/05-01/08-1398-Conf, 16 May 2011, ICC-01/05-01/08-1411-Conf.

of the Rules of Procedure and Evidence ("Rules") and Regulations 23 *bis*(1), 34, 35 and 51 of the Regulations of the Court.

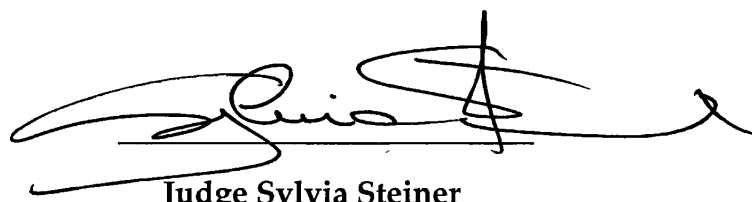
5. After considering the issues raised in the Registrar's Report, the Trial Chamber hereby:

(a) ORDERS the Registrar to transmit to the competent authorities of the Kingdom of Belgium the confidential Annexes 1, 2, 4 and 5, attached to the Request for Interim Release;⁴

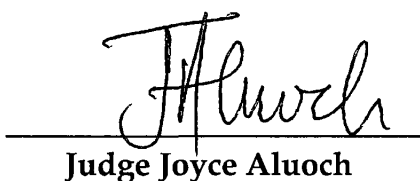
(b) REMINDS the competent authorities of the Kingdom of Belgium that the Annexes transmitted shall be treated in accordance with its level of confidentiality; and

(c) INVITES the competent authorities of the Kingdom of Belgium to submit, by no later than Monday 13 June 2011, their observations on the Request for Interim Release, in particular on the issues specified in the Decision requesting observations.

Done in both English and French, the English version being authoritative.

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Judge Sylvia Steiner

A stylized, cursive signature in black ink, likely belonging to Judge Joyce Aluoch.

Judge Joyce Aluoch

A stylized, cursive signature in black ink, likely belonging to Judge Kuniko Ozaki.

Judge Kuniko Ozaki

Dated this Wednesday 18 May 2011

At The Hague, The Netherlands

⁴ Annex 3 is not to be transmitted as it relates to a previous request for cooperation and information provided by the Host State, which should be kept confidential.