

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: French

No.: ICC-01/05-01/08
Date: 12 October 2011

THE APPEALS CHAMBER

Before: Judge Erkki Kourula, Presiding Judge
Judge Sang-Hyun Song
Judge Akua Kuenyehia
Judge Anita Ušacka
Judge Daniel David Ntanda Nsereko

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

Public Document

**Application for leave to reply to the Office of the Prosecutor's response of
10 October 2011 to the document in support of the Defence appeal**

Document to be notified in accordance with regulation 31 of the Regulations of the Court to:

The Office of the Prosecutor

Fatou Bensouda
Fabricio Guariglia

Counsel for the Defence

Nkwebe Liriss
Aimé Kilolo Musamba

Legal Representatives of the Victims

Marie-Edith Douzima Lawson
Zarambaud Assingambi

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

**The Office of Public Counsel for
Victims**

**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

1. On 26 September 2011, Trial Chamber III rendered its *Decision on the accused's application for provisional release in light of the Appeals Chamber's judgment of 19 August 2011*.¹
2. On 27 September 2011, the Defence filed its appeal against the aforementioned decision.²
3. On 3 October 2011, the Defence submitted its document in support of its appeal of 27 September 2011.³
4. On 10 October 2011, the Office of the Prosecutor submitted its response to the document in support of the Defence appeal.⁴
5. The Defence wishes to submit a reply, in accordance with regulation 24(5) of the Regulations of the Court, to the Office of the Prosecutor's 10 October 2011 response and to address the legal and factual issues raised therein.
6. For this reason, the Defence seeks the Appeals Chamber's leave under regulation 24(5) to submit its reply within 48 hours of receiving notification of the leave sought.

FOR THESE REASONS

7. The Defence respectfully seeks leave from the Appeals Chamber to reply to the Office of the Prosecutor's 10 October 2011 response.

¹ ICC-01/05-01/08-1789-Conf.

² ICC-01/05-01/08-1793-Conf-tENG.

³ ICC-01/05-01/08-1812-Conf-tENG.

⁴ ICC-01/05-01/08-1836-Conf.

[signed]

Aimé Kilolo Musamba

Associate Counsel

Dated this 12 October 2011

At The Hague, the Netherlands