

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **14 August 2012**

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 Annex A**

**Prosecution's Communication of Rule 77 Evidence Disclosed to the Defence on 14
August 2012**

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. Aimé Kilolo Musamba

Mr. Peter Haynes

Legal Representatives of Victims

Ms. Marie-Edith Douzima-Lawson

Mr. Assingambi Zarambaud

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

Counsel Support Section

Deputy Registrar

Mr. Didier Preira

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Other Section

I. Introduction

1. The Office of the Prosecutor (“Prosecution”) herewith submits the report for Rule 77 evidence disclosed to the Defence team of Mr Jean-Pierre Bemba Gombo on 14 August 2012. This communication is submitted in accordance with the operative disclosure regime, the Decision on the Evidence Disclosure System and Setting and Timetable for Disclosure between the Parties.¹

2. The Prosecution intends to use these items for the examination of Witness CAR-D04-PPPP-0053 (“Witness D-53”) pursuant to Rule 77 of the Rules of Procedure and Evidence. These documents became relevant following the Defence disclosure of Witness D-53’s expert report. Although the Prosecution intends to use these items during its examination of Witness D-53, it does not intend to request their admission into evidence.

II. Request for Confidentiality

3. The Prosecution requests that Annex A appended to this communication, be received by Trial Chamber III as “Confidential” as it relates to evidence disclosed *inter partes*.



Fatou Bensouda, Prosecutor

Dated this 14th Day of August 2012

At The Hague, The Netherlands

¹ ICC-01/05-01/08-55, Decision on the Evidence Disclosure System and Setting a Timetable for Disclosure between the Parties, 31 July 2008.