

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05-01/08
Date: 25 October 2013

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

**With Confidential annexes, *EX PARTE* only available to the Registry and the Legal
Representatives of the Applicants**

**Transmission to the Chamber of unredacted versions of applications for
reparations**

Source: Registry

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

The Office of the Prosecutor

Ms Fatou Bensouda

Mr Jean-Jacques Badibanga

Counsel for the Defence

Mr Aimé Kilolo-Musamba

Mr Peter Haynes

Legal Representatives of the Victims

Ms Marie Edith Douzima Lawson

Mr Assingambi Zarambaud

Legal Representatives of the Applicants

Unrepresented Victims

Unrepresented Applicants

(Participation/Reparation)

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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

Mr Xavier-Jean Keita

States' Representatives

Amicus Curiae

Registrar

Mr Herman von Hebel

Counsel Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Ms Fiona McKay

Other

The Registrar of the International Criminal Court (the “Court”);

NOTING the instruction of Trial Chamber III (the “Chamber”), conveyed orally on 24 September 2013, that the Registry should notify to the Defence and the respective Legal Representatives of Applicants, by 25 October 2013, those applications for reparations that have not previously been transmitted to the Defence;¹

NOTING the instruction of the Chamber, conveyed by email on 11 May 2012, that the relevant legal representative to be notified of an application should be the legal representative designated in the application form or, in case no legal representative is designated, the Office of Public Counsel for Victims (the “OPCV”);²

NOTING articles 68(1) and (3) of the Rome Statute, rule 94(2) of the Rules of Procedure and Evidence (the “Rules”) and regulations 23 *bis* and 24 *bis* (2) of the Regulations of the Court;

CONSIDERING that since its last notification of applications for reparations to the Defence on 5 July 2013 under Rule 94(2),³ the Victims Participation and Reparations Section (the “VPRS”) has identified 107 complete applications that appear, *prima facie*, to be linked with the charges confirmed against the accused;⁴

CONSIDERING that 102 of these applicants do not mention any legal representative, two applicants mention Ms Douzima;⁵ two applicants mention Mr Zarambaud⁶ and one applicant mentions Ms Massidda;⁷

¹ Telephone conversation of 24 September 2013 between Associate Legal Officer (“ALO”), Trial Division, and Legal Officer, VPRS.

² Email of 11 May 2012 from ALO, Trial Division, to ALO, Division of Court Services.

³ ICC-01/05-01/08-2241.

⁴ The VPRS notes that when applicants have applied for both participation and reparations before the deadline for filing applications for participation using joint application forms, and after having been assessed as complete, the latter were transmitted to the parties in the regular course of transmission of applications to participate in the proceedings.

⁵ Applications a/0344/11 and a/05185/12.

⁶ Applications a/05158/12 and a/05163/12.

⁷ Applications a/16420/11.

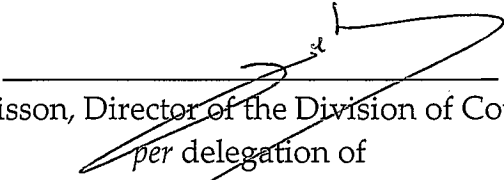
CONSIDERING that the applications for reparations are filed as annexes with the status "Confidential *ex parte* only available to the Registry and the Legal Representatives of the Applicants" in order to sufficiently protect the identities of the applicants, and, when applicable, their relatives and/or intermediaries;

CONSIDERING that on 22 October 2013, the VPRS received at its offices in The Hague approximately 130 additional application forms for reparations which due to the prevailing security situation in Bangui could not be transported earlier, and consequently have yet to be assessed for completeness and linkage with the case but will be transmitted as soon as possible;

CONSIDERING that following the previous practice implemented before this Chamber, the Registry first files in the record of the case the original versions of the applications for reparations, and then notifies the redacted versions of the same applications to the Defence pursuant to Rule 94(2);⁸

CONSIDERING that the Registry has redacted the applications for reparations in accordance with the guidelines on redactions for applications for participation provided in the Chamber's Decision of 22 February 2010;⁹

TRANSMITS to the Chamber and the Legal Representatives of the Applicants 107 applications for reparations in non-redacted form.



 Marc Dubuisson, Director of the Division of Court Services
per delegation of
 Herman von Hebel, Registrar

Dated this 25 October 2013

At The Hague, The Netherlands

⁸ ICC-01/05-01/08-1111-Conf-Exp-Anxs.

⁹ ICC-01/05-01/08-699.