

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

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

Date: 10 March 2014

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

**Prosecution's Observations on ICC-01/05-01/08-2978-Conf, "Defence Motion for
Reclassification of Documents"**

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

Ms Fatou Bensouda, Prosecution
Mr James Stewart, Deputy Prosecutor
Mr Jean-Jacques Badibanga

Counsel for the Defence of Jean-Pierre Bemba Gombo

Mr Peter Haynes
Ms Kate Gibson

Legal Representatives of Victims

Ms Marie-Edith Douzima-Lawson

Legal Representatives of Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

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Ms Paolina Massidda

The Office of Public Counsel for the Defence

Mr Xavier-Jean Keita

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Other Section

1. Trial Chamber III ("Chamber") ordered¹ the Office of Prosecutor ("Prosecution") to submit observations on the *Defence Motion for Reclassification of Documents* ("Defence Motion").² The Prosecution does not object to the Defence Motion to reclassify as public a number of filings related to the Prosecution's investigation of alleged Article 70 offences.

2. Should the Chamber order the reclassification of the documents requested in the Defence Motion, the Prosecution requests the opportunity to propose additional redactions to the filings notified in ICC-01/05-01/08-2978-Conf-AnxA. The additional redactions would apply to the identity of protected witnesses, other persons of interest, and any other matter that may tend to compromise the investigation of the alleged Article 70 offences.



Fatou Bensouda, Prosecutor

Dated this 10th Day of March 2014

At The Hague, the Netherlands

¹ Email from Associate Legal Officer, 18 February 2014 at 17:20.

² ICC-01/05-01/08-2978-Conf, "Defence Motion for Reclassification of Documents", 17 February 2014.