

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

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

Date: 4 April 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**

**Public document
With
Confidential Annex A and Confidential Annexes 1 to 5
Prosecution's Request for Application of Redactions to five admitted Documents**

Source: The Office of the Prosecutor

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

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I. Background

1. On 17 March 2014, Trial Chamber III (“Chamber”) issued the “Order on the classification of items admitted into evidence”¹ (“Order”). The Chamber referred to items deferred in its previous decisions, items related to the testimony of Witness CHM-01 and written statements of witnesses who provided testimony before the Chamber and ordered, *inter alia*, the parties and participants “to review the level of confidentiality of the items emanating from them”,² and “to request that the Chamber reclassify as public, with or without redactions, items in relation to which the reasons for maintain their confidentiality no longer exist...”³ The Chamber set the time limit of 10 days as of the notification of the Order.

2. On 27 March 2014, the Office of the Prosecutor (“Prosecution”) submitted a chart listing all items emanating from the Prosecution which were admitted by the Order either requesting the reclassification as public, or explaining the reasons to maintain the confidentiality of the documents.⁴

II. Request for Confidentiality

3. The Prosecution requests that the annexes be received by the Chamber as confidential, as Annex A refers to materials that are currently confidential, and Annexes 1 to 5 are annotated maps, an out-of-court statement and Presidential Appointment Orders from the Central African Republic (“CAR”) that are currently confidential and contain information for which redactions are sought.

¹ ICC-01/05-01/08-3019-Conf, Decision on the admission into evidence of items deferred in the Chamber’s previous decisions, items related to the testimony of Witness CHM-01 and written statements of witnesses who provided testimony before the Chamber, 17 March 2014.

² *Idem.*, para. 90(e).

³ *Idem.*, para. 90(e)(b).

⁴ ICC-01/05-01/08-3025-Conf-AnxA, Annex A: Prosecution’s Submission pursuant to the Order to review the confidentiality level of items admitted in Decision ICC-01/05-01/08-3019-Conf, 27 March 2014.

III. Prosecution's Request and Appended Annexes

4. In compliance with the Order, the Prosecution, after reviewing the level of confidentiality, herewith submits five admitted documents with proposed redactions highlighted in red colour, to enable their reclassification.

5. Appended to this request is Annex A that lists the five aforementioned documents. The Annex for each of them states its current classification and requests the reclassification as public with redactions.

6. Annexes 1 to 5 are also appended. Annexes 1 and 2 represent (2) maps annotated by witness CHM-01; Annex 3 is the out-of-court statement of witness CHM-01; Annexes 4 and 5 are two Presidential Appointment Orders from the CAR. The Prosecution has applied red highlights in respect of the information it seeks to be redacted pursuant to Rule 81(4) of the Rules of Procedure and Evidence.

IV. Relief Sought

7. For the foregoing reasons, the Prosecution respectfully requests that the Chamber authorise the redactions proposed to the five admitted documents.



Fatou Bensouda, Prosecutor

Dated this 4th Day of April 2014

At The Hague, The Netherlands