



Original: **English**

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

Date: 10/11/2014

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

Defence Request for Extension of Time

Source: Defence for Mr. Jean-Pierre Bemba Gombo

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

The Office of the Prosecutor

Fatou Bensouda

Jean-Jacques Badibanga

Counsel for the Defence

Peter Haynes QC

Kate Gibson

Melinda Taylor

Legal Representatives of the Victims

Marie-Edith Douzima-Lawson

Legal Representatives of the Applicants

Unrepresented Victims

Unrepresented

(Participation/Reparation)

Applicants

The Office of Public Counsel for the Victims

Paolina Massidda

The Office of Public Counsel for the Defence

Xavier-Jean Keita

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Nigel Verrill

Detention Section

Victims Participation and Reparations Section Other

A. INTRODUCTION

1. The Defence hereby submits an application for extension of time pursuant to Regulation 35(2) of the Regulations of the Court.

B. PROCEDURAL BACKGROUND

2. On 2 October 2014, the Chamber called Witness P-169 to testify.¹

3. Witness P-169 testified from 22 October 2014 to 24 October 2014.

4. In the oral decision of 24 October 2014, The Chamber ordered the Prosecution and the Legal Representative of Victims to file their additional submissions by Friday, 31 October. The Defence was instructed to file its additional submissions by Friday, 7 November.²

5. The Prosecution and the LRV filed their submissions on 31 October 2014.³

6. On 7 November 2014, the Defence submitted its additional submissions at 4:02 p.m, therefore, two minutes after the deadline.

C. SUBMISSIONS

7. The Defence respectfully submits that there is good cause to grant such an extension in light of its minimal nature (two minutes) and the recent confluence of filings, and associated workload.

¹ Decision on "Prosecution information to Trial Chamber III on issues involving witness CAR-OTP-PPPP-0169 (ICC-01/05-01/08-3138-Conf-Red) and "Defence Urgent Submissions on the 5 August Letter" (ICC-01/05-01/08-3139-Conf) ICC-01/05-01/08-3154-Conf.

² T-363-Conf-ENG-ET, p.34, lines 21-24.

³ ICC-01/05-01/08-3181-Conf; ICC-01/05-01/08-3182-Conf.

8. Due to the importance of this filing it would be disproportionate to exclude it regarding the amount of time by which the Defence exceeded the deadline (two minutes) and that any prejudice have been mitigated by the fact that the Defence sent to all parties and participants a courtesy copy of the filing.

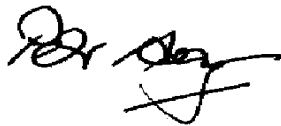
9. The Defence did not submit such a request in advance of the deadline as it expected to meet the deadline, and in fact, missed it by the narrowest of margins.

D. RELIEF REQUESTED

10. Therefore, the Defence asks the Chamber to:

GRANT the Defence Request for extension of time.

The whole respectfully submitted.



Peter Haynes QC
Lead Counsel of Mr. Jean-Pierre Bemba

The Hague, The Netherlands

10 November 2014