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No.: **ICC-01/05-01/13**
Date: **10 February 2015**

TRIAL CHAMBER VII

Before: Judge Olga Herrera Carbuccia
Judge Robert Fremr
Judge Chile Eboe-Osuji

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

IN THE CASE OF *THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO, AIMÉ KILOLO MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDÈLE BABALA WANDU and NARCISSE ARIDO*

Public Redacted Document

Public Redacted version of “Prosecution’s Response to Submissions in relation to an Anonymous Informant”, 17 April 2014, ICC-01/05-01/13-346-Conf

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

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Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

The Office of Public Counsel for Victims

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States Representatives

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I. Introduction

1. The Office of the Prosecutor (“Prosecution”) hereby responds to the Kilolo Defence’s *“Requête aux fins d’obtenir complément d’information sur l’écriture ICC-01/05-01/13-292-Conf-AnxA-Red”* (“Request”),¹ and withdraws its previous request for leave to Reply.²

2. This response to the Defence’s inquiries into the nature of the Prosecution’s contacts with the anonymous informant obviates any need for Chamber to further consider the Request. As such, the Request should be dismissed.

II. Confidentiality

3. This Submission is filed confidentially as it relates to a filing and decision of the same designation.

III. Background

4. On 25 March 2014, the Prosecution filed its “Submissions on protective measures in relation to an anonymous informant”.³ It attached all e-mail exchanges with the anonymous informant in its annex, a redacted version of which was filed on 1 April 2014.⁴

5. On 7 April 2014, the Kilolo Defence requested additional information on the relationship between the anonymous informant and the Prosecution.⁵

¹ ICC-01/05-01/13-318-Conf.

² ICC-01/05-01/13-330-Conf (given the nature of the Defence filing, a response and not a reply is appropriate).

³ ICC-01/05-01/13-292-Conf-Exp.

⁴ ICC-01/05-01/13-292-Conf-AnxA-Red.

⁵ ICC-01/05-01/13-318-Conf.

IV. Submissions

6. At paragraph six of the Request, the Defence seeks certain specific information concerning the Prosecution's contact with the anonymous informant.

7. In response, the Prosecution confirms the following information, which disposes of the Request: (i) there has been no further interaction between the Prosecution and the anonymous informant since the last e-mail exchange on [REDACTED];⁶ (ii) the Prosecution has had no interaction with the anonymous informant other than the e-mails submitted;⁷ and (iii) the Prosecution has not provided any financial or administrative help to the anonymous informant.⁸

V. Conclusion

8. For the foregoing reasons, the Prosecution respectfully requests that the Request be dismissed.



Fatou Bensouda, Prosecutor

Dated this 10th day of February 2015
At The Hague, The Netherlands

⁶ ICC-01/05-01/13-318-Conf, p. 4.

⁷ ICC-01/05-01/13-318-Conf, p. 5; see ICC-01/05-01/13-292-Conf-AnxA-Red, p. 3.

⁸ ICC-01/05-01/13-318-Conf, para. 5.