

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **9 October 2015**

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 Redacted Document

**Public redacted version of "Report on security matters relating to Prosecution
Witness 33", 11 August 2015, ICC-01/05-01/08-3281-Conf-Exp**

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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Counsel for the Defence of Jean-Pierre Bemba

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Unrepresented Victims

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Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

Victims Participation and Reparations Other Section

I. Submissions

1. In accordance with article 68 of the Rome Statute,¹ the Office of the Prosecutor (“Prosecution”) hereby informs Trial Chamber III about a security incident related to [REDACTED], Prosecution Witness 33 (“P-33”).²

2. On 9 July 2015, P-33 reported [REDACTED]. P-33 requested a meeting with the Prosecution to discuss this security incident. [REDACTED] of P-33’s request to meet in relation to this matter.

3. On 27 July 2015, the Prosecution met with P-33. P-33 stated that [REDACTED] had informed him that [REDACTED] told him about [REDACTED]. [REDACTED]; P-33, however, does not have an estimate. [REDACTED]. P-33 stated that as soon as he heard this information, [REDACTED].

4. P-33 asserted that he believes that [REDACTED]. P-33 knows that [REDACTED], although he ignores [REDACTED]. He also knows that [REDACTED]. However, P-33 does not have any information about whether [REDACTED] is currently linked to the MLC. P-33 stated that he did not know where [REDACTED] got the information that [REDACTED].

5. The Prosecution has yet to verify the security incident. However, [REDACTED]. On the basis of the available information, the assessment is that [REDACTED].

¹ See also ICC-01/05-01/08-475, Decision on the Interim Release of Jean-Pierre Bemba Gombo and Convening Hearings with the Kingdom of Belgium, the Republic of Portugal, the Republic of France, the Federal Republic of Germany, the Italian Republic, and the Republic of South Africa, 14 August 2009, para. 101 l), which ordered the VWU, in consultation with the Prosecutor, to immediately inform the Single Judge of any changes in the witnesses’ security situation.

² The Prosecution intends to file shortly a request for redactions in order to provide the relevant information to the Defence.

6. The Prosecution had previously attempted to [REDACTED] to enquire into his own security and well-being. However, the Prosecution was unable to [REDACTED]. In light of this new information, the Prosecution is considering [REDACTED].

II. Request for Confidentiality

7. Pursuant to regulation 23(1)*bis* of the Regulations of the Court, the Prosecution requests that this document be received as “Confidential, *EX-PARTE*, only available to the Prosecution and Victims and Witnesses Unit”, as it relates to security matters affecting a Prosecution witness.



Fatou Bensouda, Prosecutor

Dated this 9th Day of October 2015
At The Hague, The Netherlands