

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: ICC-01/05-01/13
Date: **29 January 2016**

TRIAL CHAMBER VII

Before: Judge Bertram Schmitt, Single Judge

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

Decision on Bemba Defence Request to Replace a Document in its List of Evidence

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

The Office of the Prosecutor

Ms Fatou Bensouda

Mr James Stewart

Mr Kweku Vanderpuye

Counsel for Jean-Pierre Bemba Gombo

Ms Melinda Taylor

Counsel for Aimé Kilolo Musamba

Mr Paul Djunga Mudimbi

Counsel for Jean-Jacques Mangenda Kabongo

Mr Christopher Gosnell

Counsel for Fidèle Babala Wandu

Mr Jean-Pierre Kilenda Kakengi Basila

Counsel for Narcisse Arido

Mr Charles Achaleke Taku

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

The Office of Public Counsel for Victims

The Office of Public Counsel for the Defence

States Representatives

Others

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Section

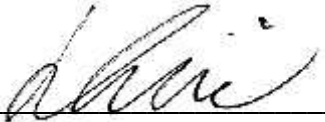
Judge Bertram Schmitt, acting as Single Judge on behalf of Trial Chamber VII ('Single Judge' and 'Chamber', respectively) of the International Criminal Court, in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidèle Babala Wandu and Narcisse Arido*, having regard to Regulation 35 of the Regulations of the Court, issues the following 'Decision on Bemba Defence Request to Replace a Document in its List of Evidence'.

1. On 28 January 2016, the defence team for Mr Bemba ('Bemba Defence') informed the Chamber that an incomplete email chain was inadvertently stamped, disclosed and placed on its list of evidence.¹ The list of evidence was due on 21 January 2016. The Bemba Defence requests authorisation to replace this email chain with the complete email chain.²
2. This request is made soon after the disclosure deadline and concerns the addition of a less than a page of further emails. The Single Judge does not find any prejudice in allowing this replacement.

FOR THE FOREGOING REASONS, THE SINGLE JUDGE HEREBY

GRANTS the Bemba Defence request, allowing it to submit an amended list of evidence replacing CAR-D20-0006-0945 with ICC-01/05-01/13-1583-Conf-AnxA.

Done in both English and French, the English version being authoritative.


Judge Bertram Schmitt, Single Judge

Dated 29 January 2016

At The Hague, The Netherlands

¹ Defence request to replace a document in its List of Evidence, ICC-01/05-01/13-1583 (with annex).

² The incomplete email chain is numbered CAR-D20-0006-0945; the complete email chain is annexed to the request (ICC-01/05-01/13-1583-Conf-AnxA).