

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05-01/13

Date: 9 March 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, AIME KILOLO
MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDELE BABALA WANDU
AND NARCISSE ARIDO***

**Public Document
with
Confidential Annex A**

**Prosecution's Communication of Rule 77 Material Disclosed to the Defence
on 9 March 2016**

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

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

Mr Steven Sacha Powles

Counsel for Jean –Jacques Mangenda Kabongo

Mr Christopher Michael Gosnell

Mr Arthur Vercken De Vreuschmen

Counsel for Fidèle Babala Wandu

Mr Jean-Pierre Kilenda Kakengi Basila

Mr Azama Shalie Rodoma

Counsel for Narcisse Arido

Mr Charles Achaleke Taku

Ms Beth Lyons

The Office of Public Counsel for Victims

The Office of Public Counsel for the Defence

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Section Others

I. Notification

1. The Office of the Prosecutor (“Prosecution”) submits this Communication Report regarding rule 77 materials disclosed to the Defence teams of Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidèle Babala Wandu, and Narcisse Arido on 9 March 2016. Some of these materials are being disclosed with redactions in compliance with the 22 May 2015 Protocol establishing a redaction regime¹ (“Redaction Protocol”).

II. Confidentiality

2. The Prosecution requests that Annex A appended to this Report be received as “*Confidential*”, as it relates to material disclosed *inter partes* that should not be released to the public.

III. Disclosure of evidence

3. *Confidential* Annex A to this filing lists the disclosed rule 77 materials, which comprise 36 documents: (i) 19 documents related to Western Union; (ii) five emails and questionnaires of D21-004 and D21-006; (iii) one letter from the Judicial Services in the Central African Republic; (iv) the audio-recording of D23-0001’s interview; (v) witness expenses of Witness P-0256; (vi) a Prosecution Request for Assistance; (vii) eight documents related to D20-0001, consisting of an email and its attachment, the

¹ ICC-01/05-01/13-959-Anx.

audio recording of D20-0001's interview,² translations of the interview, and one transcript which is being re-disclosed due to corrections.³



Fatou Bensouda, Prosecutor

Dated this 9th Day of March 2016
At The Hague, The Netherlands

² Tracks 3 and 4 of the audio recording CAR-OTP-0092-5466 were disclosed to the parties on 23 February 2016. The audio recording is being re-disclosed to include tracks 1 and 2 for the sake of completeness. The transcripts of tracks 1 and 2 were disclosed on 4 March 2016.

³ CAR-OTP-0093-0119.