

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 18 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 Annexes A to C**

**Prosecution's Communication of Incriminatory Evidence and Rule 77 Material
Disclosed to the Defence on 18 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

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Detention Section

Victims Participation and Reparations Section Others

I. Notification

1. The Office of the Prosecutor (“Prosecution”) submits this Communication Report regarding incriminating evidence and 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 18 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 annexes A to C appended to this Report be received as “*Confidential*”, as they relate 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 incriminating evidence, which comprises one annex to an Independent Counsel Report, which was released to the parties on 8 March 2016,² in implementation of the Single Judge’s 23 February 2016 Decision.³

4. *Confidential* Annexes B and C to this filing list the disclosed rule 77 materials, which comprise 23 documents: (i) 10 emails and questionnaires of D21-0004, D21-0005 and D21-0006; (ii) seven interview transcripts of Witness D24-0003; (iii) one email extracted from Arido’s email account; (iv) the audio-recording of D20-0002’s

¹ ICC-01/05-01/13-959-Anx.

² ICC-01/05-01/13-1710.

³ ICC-01/05-01/13-1651.

interview with the Prosecution; (v) one investigation report related to Witness P-0806; and (vi) three open source documents.



Fatou Bensouda, Prosecutor

Dated this 18th Day of March 2016
At The Hague, The Netherlands