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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
With Public Annex A and Confidential Annex B

Defence's Submissions on Agreed Facts

Source: Defence for Mr. Jean-Pierre Bemba Gombo

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

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A. INTRODUCTION

1. The Prosecution and the Defence (“the parties”) have agreed six facts relating to Mr. Bemba’s family, and his personal and professional history.

2. By the present application, the Defence respectfully asks Trial Chamber III (“the Chamber”) to consider these facts as proven pursuant to Rule 69 of the Rules of Procedure and Evidence (“the Rules”).

B. PROCEDURAL HISTORY

3. On 12 April 2016, the Defence provided the Prosecution with a proposal for agreed facts pursuant to Rule 69 of the Rules.¹ The proposal was comprised of nine stipulations.

4. On 18 April 2016, the Prosecution acknowledged receipt of the Defence request, and confirmed its agreement to facts 3, 5, 6, 7, 8 and 9.²

C. SUBMISSIONS

5. The six facts to which the parties agree are as follows (“Agreed Facts”):

- Mr. BEMBA was born in BOKADA in Equateur. He was one of 11 children born to Jeannot Bemba SAOLONA, and his wife Thérèse.
- After the completion of his secondary schooling, Mr. BEMBA attended the “Institut Catholique des Hautes Etudes Commerciales” in Belgium, where in 1986 he completed a “Licence en sciences commerciales et consulaires” and “Licence spéciale en économie de développement”.

¹ Annex A.

² Confidential Annex B.

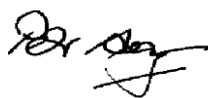
- In 1986, Mr. BEMBA returned to the DRC where he worked for his father's business enterprises before founding "COMCELL", a cellular communications business.
- Mr. BEMBA has been a Senator of the DRC since 19 January 2007.
- Mr. BEMBA was the Vice-President of the DRC in charge of the economic and financial sector between 15 July 2003 and 5 February 2007.
- Liliane (Lilia) BEMBA TEIXEIRA is Mr. BEMBA's wife. They have five children: Cynthia (born in 1990), Jean-Emmanuel (1992), Magali and Maithé (1993), and Jonathan (1998).

6. As such, the Agreed Facts concern Mr. Bemba's personal and professional background such as his date of birth, his nationality, his studies, his family and his political career. Given their uncontroversial nature, and that fact that the information contained therein is publicly available, the Defence submits that they are not facts for which a more complete presentation is required.

D. RELIEF REQUESTED

7. Accordingly, the Defence respectfully requests that the Trial Chamber consider the Agreed Facts as proved, pursuant to Rule 69 of the Rules. Given the intention of the Defence to rely on these Agreed Facts in its submissions on sentence, the Defence requests that the Trial Chamber abridge any time for a response from the Prosecution, should one be considered necessary.

The whole respectfully submitted.



Peter Haynes QC

Lead Counsel for Mr. Jean-Pierre Bemba

Done at The Hague, The Netherlands

19 April 2016