

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 8 July 2016

TRIAL CHAMBER III

Before: Judge Joyce Aluoch
Judge Geoffrey Henderson
Judge Chang-ho Chung

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC
IN THE CASE OF
THE PROSECUTOR
V. JEAN-PIERRE BEMBA GOMBO**

**Public Redacted Document
with
Confidential, *EX PARTE*, only available to Prosecution and Victims and Witnesses
Unit, Annexes A, B1-B2, C1-C3, and D1-D3**

**Public redacted version of "Prosecution's Second Submission of Proposed
Redacted Versions of ICC-01/05-01/08-1623-Conf-Exp, ICC-01/05-01/08-T-148-
CONF-EXP and 01/05-01/08-T-155-CONF-EXP", 21 February 2012,
ICC-01/05-01/08-2134-Conf-Exp**

Source: The Office of the Prosecutor

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

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Victims Participation and Reparations Other Section

1. On 19 January 2012, Trial Chamber III (“Chamber”) ordered¹ the Office of the Prosecutor (“Prosecution”) and the Victims and Witnesses Unit (“VWU”) to provide it with proposed redactions respectively of filing ICC-01/05-01/08-1623-Conf-Exp, of transcripts ICC-01/05-01/08-T-148-CONF-EXP and ICC-01/05-01/08-T-155-CONF-EXP; and filing ICC-01/05-01/08-1816-Conf-Exp and four confidential, *Ex parte*, annexes.

2. On 26 January 2012 and 27 January 2012, the VWU and the Prosecution, respectively, submitted their proposed redactions.²

3. On 14 February 2012 the Chamber, noting that the Prosecution and the VWU did not agree on the extent of the necessary redactions, ordered the Prosecution and the VWU to submit a joint filing with the proposed redactions which are strictly necessary.³

4. On 17 February 2012, the VWU informed the Chamber that the VWU and the Prosecution had consulted and agreed on the necessary redactions, and requested the Chamber’s authorisation for the VWU and the Prosecution to file the proposed redactions separately.⁴ On 20 February the Chamber authorised the request.⁵

5. In compliance with the Chamber’s Order and the subsequent Chamber’s authorization, the Prosecution provides proposed redactions in the appended

¹ ICC-01/05-01/08-2049-Conf-Exp, Order on the reclassification of documents, 19 January 2012, para 7.

² Victims and Witnesses Unit’s proposal for redacted versions of annexes to document ICC-01/05-01/08-1816-Conf-Exp pursuant to Trial Chamber III’s, Order on the reclassification of documents, dated 19 January 2012, 26 January 2012, ICC-01/05-01/08-2067-Conf-Exp with five annexes; Prosecution’s Submission of Proposed Redacted Versions of ICC-01/05-01/08-1623-Conf-Exp, ICC-01/05-01/08-T-148-CONF-EXP and ICC-01/05-01/08-T-155-CONF-EXP, 27 January 2012, ICC-01/05-01/08-2079-Conf-Exp with nine annexes.

³ ICC-01/05-01/08-2128-Conf-Exp, Order for joint submission by the prosecution and Victims and Witnesses Unit pursuant to the “Order on the reclassification of documents” of 19 January 2012, 14 February 2012, para. 11.

⁴ E-mail from [REDACTED] to [REDACTED] on 17 February 2012 at 15:24 hours.

⁵ E-mail from [REDACTED] to [REDACTED] and Ms Kneuer on 20 February 2012 at 14:47 hours.

annexes, which set out both the specific information sought to be redacted as well as the justification for the redactions sought.

Request for confidentiality

6. The Prosecution submits this Application and its annexes “Confidential, *Ex parte*, Prosecution and Victims and Witnesses Unit Only” as they relate to information that is currently confidential *Ex parte*, the communication whereof would defeat the object and purpose of the Application. The Prosecution submits that no alternative procedures exist to deal with this request.

Conclusion

7. For the foregoing reasons, the Prosecution requests the Chamber to authorise the proposed redactions as submitted in this application and accompanying annexes.



Fatou Bensouda, Prosecutor

Dated this 8th Day of July 2016

At The Hague, The Netherlands