



Original: English

No.: ICC-01/05-01/13
Date: 19 February 2014

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, 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 redacted version of

**Second Registry Report on the implementation of Decisions ICC-01/05-01/13-41-Red
and ICC-01/05-01/13-103**

Source: Registrar

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

The Office of the Prosecutor
Fatou Bensouda

Counsel for Jean-Pierre Bemba
Nicholas Kaufman

Counsel for Aimé Kilolo Musamba
Ghislain Mabanga

Counsel for Jean-Jacques Mangenda Kabongo
Jean Flamme

Counsel for Fidèle Babala Wandu
Jean-Pierre Kilenda Basila

Legal Representatives of the Victims

Legal Representatives of the Applicants

The Office of Public Counsel for Victims

The Office of Public Counsel for the Defence

States' Representatives

Amicus Curiae

REGISTRY

Registrar
Herman von Hebel

Counsel Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Section

Other
Independent Counsel

The Registrar of the International Criminal Court (the "Court");

NOTING the Single Judge's *"Decision appointing an Independent Counsel and taking additional measures for the purposes of the forensic acquisition of material seized in the proceedings"* dated 13 December 2013 (the "Decision of 13 December 2013");¹

NOTING that in the Decision of 13 December 2013 the Single Judge decided to appoint the Independent Counsel tasked with "(i) being present at the unsealing and the forensic acquisition of the Seized Material, as well as of the Additional Seized Material, if any; (ii) reviewing the Seized Material, as well as the Additional Seized Material, if any, with a view to identifying any item which is privileged or otherwise obviously irrelevant for the purposes of these proceedings; (iii) promptly submitting a report to the Single Judge as to the results of such review";²

NOTING that in the Decision of 13 December 2013 the Single Judge ordered "the Independent Counsel to promptly liaise with the relevant sections of the Registry, with a view to making it possible for the unsealing, the forensic acquisition and the review of the Seized Material (as well as of the Additional Seized Material, if any) to be carried out and completed as expeditiously as feasible";³

NOTING the *"Decision on the requests submitted by the Defence for Mr Kilolo and the Defence for Mr Babala relating to the forensic acquisition and return of material seized in the proceedings"*⁴ dated 17 January 2014 (the "Decision of 17 January 2014");

¹ ICC-01/05-01/13-41-Red (reclassified as public on 3 February 2014).

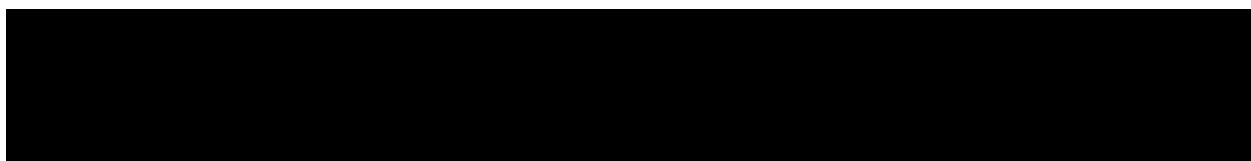
² ICC-01/05-01/13-41-Red (reclassified as public on 3 February 2014).

³ ICC-01/05-01/13-41-Red (reclassified as public on 3 February 2014).

⁴ ICC-01/05-01/13-103 (reclassified as public on 3 February 2014).

NOTING the “Registry Report on the implementation of Decisions ICC-01/05-01/13-41-Conf-Red and ICC-01/05-01/13-103-Conf” ⁵ dated 24 January 2014 (the “Report of 24 January 2014”);

CONSIDERING that in the Decision of 17 January 2014, the Single Judge “orders the Registrar to proceed without undue delay to return the original items of the seized material as soon as their forensic acquisition has been completed”;

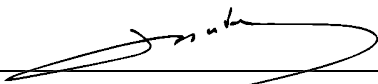


REPORTS that the Registry, in the presence of Independent Counsel, proceeded to unseal and make the forensic acquisition of [REDACTED] belonging to Mr Babala on 5 to 7 February 2014;

RESPECTFULLY submits as confidential the following annex as it pertains to information that is currently confidential:

Annex 1 – report on the forensic acquisition of the remaining electronic material





 Marc Dubuisson, Director, Division of Court Services
 on behalf of
 Herman von Hebel, Registrar

Dated this 19 February 2014

At The Hague, The Netherlands

⁵ ICC-01/05-01/13-124-Conf-Exp and confidential ex parte annexes 1 to 8.