



Original: **English**

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

Date: **27 July 2016**

TRIAL CHAMBER III

Before: Judge Joyce Aluoch, Presiding Judge
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 Document
with
Confidential Annexes A and B**

**Prosecution's Application for Redactions to the Expert Report admitted into
Evidence for Sentencing**

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 Jean-Jacques Badibanga

Counsel for the Defence of Jean-Pierre

Bemba Gombo

Mr Peter Haynes

Ms Kate Gibson

Legal Representatives of Victims

Ms Marie-Edith Douzima-Lawson

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

**The Office of Public Counsel for the
Defence**

Mr Xavier-Jean Keita

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman Von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations Other
Section**

I. Submissions

1. The Office of the Prosecutor (“Prosecution”) seeks to redact very limited identifying information in the expert report provided by Prosecution Witness 925 (“P-0925”)¹ and its corresponding translation² to withhold information from the Public. The Trial Chamber III (“Chamber”) previously authorised similar redactions in relation to other court documents.³ Accordingly, the Prosecution herewith submits this application for authorisation of public redacted versions of these documents pursuant to articles 54(3)(f) and 68 of the Rome Statute, and rule 81(4) of the Rules of Procedure and Evidence (“Rules”). The objective of these provisions is to ensure the safety of witnesses, their family members and third persons that may be at risk on account of the Court’s activities.⁴

II. Request for Confidentiality

2. Annex A contains highlights that identify each proposed redaction in the original expert report, while Annex B mirrors the same proposals in the French translation of the same report. The Prosecution requests that these annexes be received by the Chamber as “Confidential”, as they contain information that is known to the Parties and participants but should not be released to the Public.

¹ CAR-OTP-0094-0493/ EVD-T-OTP-00861.

² CAR-OTP-0094-0581.

³ See, for example, ICC-01/05-01/08-3315-Conf, Order on redactions, 15 January 2016, paras. 2, 3, and 6.

⁴ ICC-01/04-01/07-475 OA, Judgment on Prosecution’s Appeal against the First Redaction Decision, 13 May 2008, para. 43: In addition to rule 81(4), “other provisions of the Statute and the Rules that are aimed at ensuring that persons are not put at risk through the activities of the Court and which are not limited to the protection of witnesses and victims and members of their families only.”, including articles 43(6), 54(3)(f) and 68(4), and rules 16-18, 59(2) and 87(1).

III. Relief Sought

3. The Prosecution requests the Chamber to authorise the redactions as requested in Annexes A and B.



Fatou Bensouda, Prosecutor

Dated this 27th Day of July 2016
At The Hague, The Netherlands