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No.: **ICC-01/05-01/08**
Date: **6 September 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 Redacted Document

**Public redacted version of "Prosecution's Report on the Meeting of 16 September 2011 with Witness CAR-OTP-PPPP-0178", 28 September 2011,
ICC-01/05-01/08-1802-Conf-Exp**

Source: Office of the Prosecutor

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

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I. Introduction

1. Pursuant to the Trial Chamber's III ("Chamber") approval of the Office of the Prosecutor ("Prosecution")'s proposal and its instruction of 16 September 2011¹, the Prosecution submits to the Chamber this report on the meeting concerning the security situation of Witness CAR-OTP-PPPP-0178 ("Witness 178") and its outcome.

II. Request for confidentiality

2. The Prosecution requests that this report be received by the Chamber as "Confidential, *Ex parte*, Prosecution and Victims and Witnesses Unit only" as it contains information that should not be disclosed to the Defence.

III. Prosecution's submission

3. On 30 August 2011 Witness 178 began his testimony. On 07 September 2011, the Chamber held an *Ex parte* status conference with the witness, in which it discussed the witness's security concerns.² Witness 178 informed the Chamber of [REDACTED].³ On 8 September 2011, Witness 178 concluded his testimony.

4. On 16 September 2011 Witness 178, still in The Hague, called the Prosecution to [REDACTED] and informed that [REDACTED]. As a result the Prosecution met with the VWU, which accepted the Prosecution's offer to mediate with the witness. That afternoon, the Prosecution brought the matter to the Chamber's attention. The

¹ ICC-01/05-01/08-T-163, pages 4 – 6, Confidential, Private Session, 16 September 2011.

² Status Conference, ICC-01/05-01/08-T-155-CONF-EXP-ENG, ex parte Prosecution and VUW only, 7 September 2011.

³ Status Conference, ICC-01/05-01/08-T-155-CONF-EXP-ENG, pages 25 and 26 and page 27 (lines 1 – 6), ex parte Prosecution and VUW only, 7 September 2011.

Chamber authorized the Prosecution to meet with Witness 178 and asked the Prosecution to thereafter report to the Chamber on the meeting.⁴

5. Later that night, [REDACTED] of the Prosecution and [REDACTED] of the VWU met with Witness 178. They discussed issues related to [REDACTED], and immediate solutions to other concerns of the witness – [REDACTED].

6. *Inter alia*, the team explained to Witness 178 [REDACTED]. They told him [REDACTED]. Witness 178 indicated that he understood, was overall happy with and agreed to the proposals and committed to return to the [REDACTED].

7. On 19 September 2011, Witness 178 travelled back to [REDACTED] and arrived in [REDACTED] the following day.



Fatou Bensouda, Prosecutor

Dated this 6th Day of September 2016
At The Hague, The Netherlands

⁴ ICC-01/05-01/08-T-163-CONF-ENG, pages 4 – 6, Private Session, 16 September 2011.