



Original: English

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

Date: 19/09/2011

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**

Confidential

**Defence Submissions pursuant to the Decision on the prosecution's application
regarding a letter dated 6 August 2011**

Source: Defence for Mr. Jean-Pierre Bemba Gombo

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

Court to:

The Office of the Prosecutor

Mr Luis Moreno-Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Ms Petra Kneuer, Senior Trial Lawyer

Counsel for the Defence

Mr Nkwebe Liriss
Mr Aimé Kilolo-Musamba

Legal Representatives of the Victims

Ms. Marie-Edith Douzima-Lawson
Mr. Assingambi Zarambaud

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms. Paolina Massidda

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

1. On 9 September 2011, the Trial Chamber rendered its *Decision on the prosecution's application regarding a letter dated 6 August 2011*.¹ Pursuant to this decision, the Defence provides the following information.

2. By paragraph 13 (a), the Defence was ordered to “[r]eturn all copies of the Letter in their possession, or, in the case of the defence, the accused’s possession, to the Registry.” The Defence has not retained any copies of the Letter.

3. By paragraph 13 (b), the Defence was ordered “[n]ot [to] disclose the Letter, or any confidential information contained therein, to anyone who has not yet seen the Letter or had its contents communicated to them. This applies to the accused if he has not yet been provided with the Letter or informed of its contents.” The list of names below in paragraph 4 is an exhaustive list of people to whom the Letter or a copy thereof was provided, and/or its contents were disclosed.

4. By paragraph 13(c), the Defence was ordered to “[p]rovide the Chamber with a list of all persons, both inside and outside of their teams, to whom (i) the Letter or a copy thereof has been provided; or (ii) the contents of the Letter have been disclosed. The list shall include the address and telephone number of all such persons and shall be provided to the Chamber no later than 17.00 on Thursday, 15 September 2011.”² A copy of the letter was provided to, and/or its contents were disclosed to the following persons:

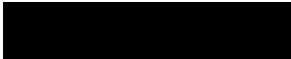
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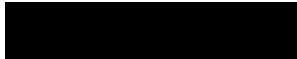

¹ ICC-01/05-01/08-1727-Conf

² This deadline was modified by way of an oral ruling during the proceedings on 16 September 2011, see ICC-01/05-01/08-T-163-CONF-ENG ET 16-09-2011 3/66.

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5. By paragraph 13(d), the Defence was ordered to “[c]ontact any persons to whom they have provide the letter or a copy thereof...”. The list of names above in paragraph 4 is an exhaustive list of people to whom the Letter or a copy thereof was provided, and/or its contents were disclosed.

Aimé Kilolo Musamba
Associate Counsel

Nkwebe Liriss
Principal Counsel

Dated this 19 September 2011
At The Hague, The Netherlands