



Original: English

No. ICC-01/05-01/13 A A2 A3 A4 A5

Date: 16 October 2017

THE APPEALS CHAMBER

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Sanji Mmasenono Monageng
Judge Howard Morrison
Judge Geoffrey A. Henderson
Judge Piotr Hofmański

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

Order on reclassification of an annex

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

The Office of the Prosecutor

Ms Fatou Bensouda, Prosecutor
Ms Helen Brady

Counsel for Jean-Pierre Bemba Gombo

Ms Melinda Taylor
Ms Mylène Dimitri

Counsel for Aimé Kilolo Musamba

Mr Michael G. Karnavas

Counsel for Jean-Jacques Mangenda Kabongo

Mr Christopher Gosnell
Mr Peter Robinson

Counsel for Fidèle Babala Wandu

Mr Jean-Pierre Kilenda Kakengi Basila

Counsel for Narcisse Arido

Mr Charles Achaleke Taku
Ms Beth Lyons

REGISTRY

Registrar

Mr Herman von Hebel

The Appeals Chamber of the International Criminal Court,

In the appeals of Mr Jean-Pierre Bemba Gombo, Mr Aimé Kilolo Musamba, Mr Jean-Jacques Mangenda Kabongo, Mr Fidèle Babala Wandu, and Mr Narcisse Arido against the decision of Trial Chamber VII entitled “Judgment pursuant to Article 74 of the Statute” of 19 October 2016 (ICC-01/05-01/13-1989-Red),

Having before it the “Prosecution’s Request for Reclassification of ICC-01/05-01/13-2233-Conf-Exp-AnxA” of 11 October 2017 (ICC-01/05-01/13-2237-Conf),

Pursuant to regulation 23*bis* (3) of the Regulations of the Court,

Issues the following

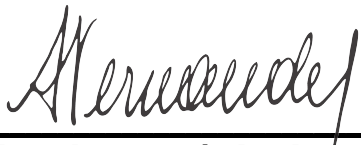
ORDER

The Registrar is directed to reclassify as confidential, *ex parte* available to the Prosecutor, Registry and Mr Jean-Pierre Bemba Gombo filing ICC-01/05-01/13-2233-Conf-Exp-AnxA.

REASONS

1. Regulation 23*bis* (3) of the Regulations of the Court provides that a Chamber may reclassify a document when the basis for the classification no longer exists.
2. The Appeals Chamber, taking into account the Prosecutor’s request for reclassification, finds that no reason exists for Annex A to the “Prosecution’s Response to Bemba’s ‘Consolidated Request for Disclosure and Judicial Assistance’”, (ICC-01/05-01/13-2233-Conf-Exp-AnxA) to remain *ex parte* to Mr Jean-Pierre Bemba Gombo (“Mr Bemba”), and accordingly directs that this annex be reclassified as confidential, *ex parte* available to Mr Bemba, in addition to the Prosecutor and the Registry.

Done in both English and French, the English version being authoritative.


Judge Silvia Fernández de Gurmendi
Presiding Judge

Dated this 16th day of October 2017

At The Hague, The Netherlands