

[expurgée]



Mr. Peter Haynes QC
St. Philips Chambers, 55 Temple Road
B2 5LS Birmingham
United Kingdom

[expurgé] ; phaynes@iccepn.org

Reference: CSS/2014/3

Date: 6 January 2014

Re: Your appointment as Lead Counsel of Mr. Jean-Pierre Bemba Gombo

Dear Mr Haynes,

I am pleased to inform you, that on 20 December 2013, you were appointed by Mr. Jean-Pierre Bemba to represent him as his Lead Counsel, in the proceedings currently before the International Criminal Court ("ICC") in the case *The Prosecutor v. Jean-Pierre Bemba Gombo*, ICC-01/05-01/08.

This appointment takes effect from 1 January 2014, and is valid until the conclusion of the proceedings in the case ICC-01/05-01/08, unless at an earlier date, Mr. Bemba decides to bring your mandate to a close, or in accordance with the pertinent legal texts of the Court.

By the letter dated 20 December 2013, Mr. Bemba informed the Registry's Counsel Support Section that per 1 January 2014 your payments and the costs associated with your intervention in proceedings before the Court as Lead Counsel is [expurgé] Euros per month.

As you are no doubt aware, by a provisional decision dated 25 August 2008, the Registrar found Mr. Bemba not indigent based on the evidence before the Registry, declaring, that the costs of Mr. Bemba's legal representation cannot be assumed by the legal aid system of the Court. Nevertheless, in accordance with its decision dated 12 November 2010 (ICC-01/05-01/08-1007-Conf), the Chamber instructed the Registry to advance payments to the Defence team of Mr. Bemba to cover the costs of his legal representation due to difficulties arising out of the frozen assets of your client, and on certain conditions set out by the Chamber, including to administer the advancement of fees to the Defence in parallel to the Court's legal assistance scheme. Accordingly, your payment shall be made following this requirement and will apply until Mr. Bemba or the Court decides otherwise.

The Court reserves its right to reconsider this payment scheme if any relevant factor justifies doing so, including in case of implementation of the *Registry's Single Policy Document on the Court's legal aid system* (ICC-ASP/12/3), revision or modification of any relevant provision of the legal texts of the Court or the legal aid scheme.

Kindly note that in your capacity as Lead Counsel before the Court, you will be governed by the Rome Statute, the Rules of Procedure and Evidence, the Regulations of the Court, the Code of Professional Conduct for counsel and any other relevant texts adopted by the ICC. In this context, your "Solemn undertaking" signed on the 11 November 2010 remains effective.

Please do not hesitate to contact the Counsel Support Section should you have any questions or require additional information (Tel. +31 (0)70 515 8787, Fax: +31 (0)70 515 8990; Email: css@icc-cpi.int).

Yours truly,

A handwritten signature in black ink, appearing to be 'AAM' or similar, with a stylized flourish underneath.

Abdoul Aziz Mbaye

Officer in Charge, Counsel Support Section

Cc: Mr Jean-Pierre Bemba Gombo