

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 1 October 2008

PRE-TRIAL CHAMBER III

Before: Judge Fatoumata Dembele Diarra (Presiding Judge)
Judge Hans-Peter Kaul
Judge Ekaterina Trendafilova

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC
IN THE CASE OF
THE PROSECUTOR
V. JEAN-PIERRE BEMBA GOMBO**

URGENT

Public document

With Confidential Annex A

**Prosecution's Communication of Incriminatory Evidence (Items on List of
Evidence) Disclosed to the Defence on 1 October 2008**

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

Counsel for the Defence of Jean-Pierre Bemba

Nkwebe Liriss

Tjarda E. Van der Spoel

Aimé Kilolo-Musamba

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

The Office of Public Counsel for Victims

The Office of Public Counsel for the Defence

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Section

Other

I. Introduction

The Office of the Prosecutor ("Prosecution") herewith submits the report for the incriminatory evidence contained in its list of evidence disclosed to the Defence team of Jean-Pierre Bemba Gombo on 1 October 2008, pursuant to Articles 61(3)(b) and 61(6) of the Statute (the "Statute"), as well as Rule 121(3) of the Rules of Procedure and Evidence (the "Rules") and Regulation 52 of the Regulations of the Court. This communication is also filed in compliance with the terms of the Chamber's orders contained in the Decision on the Evidence Disclosure System and Setting a Timetable for Disclosure Between the Parties.¹

II. Request for Confidentiality

Annex A appended to this communication contains the "List of Disclosed Material" provided to the Defence. The Prosecution requests that this annex be received by the Chamber as confidential as this list contains identifying information of witnesses who are known to the Defence, but not to the public.



Luis Moreno-Ocampo, Prosecutor

Dated this 1 day of October 2008

At The Hague, The Netherlands

¹ ICC-01/05-01/08-55, p. 24