

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/05-01/08
Date: 10 January 2014

TRIAL CHAMBER III

Before: Judge Sylvia Steiner, Presiding Judge
Judge Joyce Aluoch
Judge Kuniko Ozaki

**SITUATION IN THE CENTRALAFRICANREPUBLIC
IN THE CASE OF
THE PROSECUTOR
V. JEAN-PIERRE BEMBA GOMBO**

**Public
With Confidential Annex A**

**Prosecution's Submission pursuant to the Order on the Classification of Items
admitted into Evidence**

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

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Legal Representatives of Applicants

Unrepresented Victims

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States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr. Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

Victims Participation and Reparations Section Other

I. Background

1. On 11 December 2013, Trial Chamber III (“Chamber”) issued the “Order on the classification of items admitted into evidence”¹ (“Order”).

II. Request for Confidentiality

2. The Office of the Prosecutor (“Prosecution”) requests that the annex be received by the Chamber as “Confidential”. The Prosecution has taken notice of the fact that the attached annex refers to materials that are currently confidential, for some of which the Prosecution has determined that the original classification is still warranted, and they depict information for which redactions are sought.

III. Prosecution’s Compliance

3. In compliance with the Chamber’s Order,² the Prosecution reviewed the level of confidentiality of all the items of evidence which were submitted by the Prosecution in the case.

4. In reviewing these documents, the Prosecution has considered and determined (1) the correct level of confidentiality of the items of evidence submitted by its Office, (2) which documents may be reclassified as “Public”, and (3) which documents should, for various reasons, remain “Confidential”.

¹ ICC-01/05-01/08-2921, “Order on the classification of items admitted into evidence”, 11 December 2013.

² See ICC-01/05-01/08-2921, para 4 (a).

5. As a result, the Prosecution submits to the Chamber, appended as Annex A, a chart of all the items of admitted evidence. The chart identifies, per item submitted by the Office of the Prosecutor:

- a) As a note for the Registry, the correct level of confidentiality of all items of evidence submitted by the Prosecution, including items which had no previous apparent classification;
- b) The request for the reclassification as “Public” of the documents when the need for the confidentiality level no longer exists. For 63 items reclassification as “Public” is requested. Of these documents, 22 items can be reclassified without (further) redactions, 41 documents need to be redacted before reclassification, the proposed redactions can be filed with the Chamber by 24 January 2014; *or*
- c) The reason to maintain the level of confidentiality when no request for reclassification is made.



Fatou Bensouda,
Prosecutor

Dated this 10th Day of January 2014

At The Hague, The Netherlands