

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/05-01/13**

Date: **05/03/2014**

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Single Judge

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***

Confidential Document

Corrigendum

**Defence request that the Registrar be ordered to make observations
on Prosecution filing ICC-01/05-01/13-234-Conf**

Source: Defence for 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

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Jean-Pierre Kilenda Kakengi Basila

**Legal Representatives of the
Victims**

**Legal Representatives of the
Applicants**

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Defence Support Section

Victims and Witnesses Unit

Detention Section

The Defence for Jean-Pierre Bemba Gombo ("the Suspect") hereby requests that the Single Judge order the Registrar to make his observations on the Prosecutor's filing ICC-01/05-01/13-234-Conf by 10 March 2014.

1. On 3 March 2014, the Prosecutor requested a four month extension of the deadlines set by the Single Judge for the confirmation proceedings.
2. On 4 March 2014, the Single Judge ordered the Defence teams to submit their responses to the Prosecutor's request by 11 March 2014.¹
3. The Suspect intends to oppose the Prosecutor's request in the most strenuous manner and will file his response on 11 March 2014.
4. In the interim, however, the Suspect notes that the Prosecutor alleges, *inter alia*, that one of the reasons for her inability to meet the pre-existing deadlines is the fact that she has had "delayed access to evidence only recently and partially made available by the Registry". In the circumstances, therefore, the Suspect feels it most appropriate that the Registrar be ordered to comment on the Prosecutor's allegations; namely, the speed with which the seized materials were processed and the manner in which they were processed in light of the claim, *inter alia*, that there is an "absence" of chain of custody information. The Registrar should, particularly, be requested to comment on whether he put the Prosecutor on notice of any problems he was facing in processing the seized materials and, if so, when. The Defence would request these observations in advance in order to assist him to make a comprehensive response.



Nicholas Kaufman

Counsel for Jean-Pierre Bemba Gombo

Jerusalem, Israel
Wednesday, March 05, 2014

¹ ICC-01/05-01/13-235-Conf.