



Original: **English**

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

Date: 29/12/2014

THE APPEALS CHAMBER

Before: Judge Sanji Mmasenono Monageng, Presiding Judge
Judge Sang-Hyun Song
Judge Akua Kuenyehia
Judge Erkki Kourula
Judge Anita Ušacka

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

**IN THE CASE OF
THE PROSECUTOR
v. Jean-Pierre Bemba Gombo**

Public

**Defence Urgent Notice of Appeal against Decision on “Defence Urgent Motion
for Provisional Release”, ICC-01/05-01/08-3321**

Source: Defence for Mr. 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

Fatou Bensouda

Jean-Jacques Badibanga

Counsel for the Defence

Peter Haynes QC

Kate Gibson

Melinda Taylor

Legal Representatives of the Victims

Marie-Edith Douzima-Lawson

Legal Representatives of the Applicants

Unrepresented Victims

Unrepresented

(Participation/Reparation)

Applicants

**The Office of Public Counsel for
Victims**

Paolina Massidda

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

Xavier-Jean Keita

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section Other**

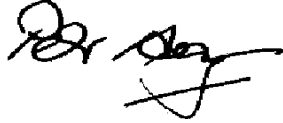
A. SUBMISSIONS

1. The instant Notice of Appeal is filed against the decision of the Trial Chamber to refuse the Accused's application for provisional release.¹
2. The procedural history is adequately set out in the Defence application for a suspension of the time limits, filed earlier today.²
3. It was impossible to file that application earlier due to public holidays in the intervening period. Absent any indication from the Appeals Chamber or the Courts Management Service that the application would be allowed, or even that it had been received, a substantive Notice of Appeal is herewith filed.
4. It is filed without the Accused having had sight of the original decision.
5. Accordingly, the Defence maintains its application for the suspension of any further time limits herein.
6. For the reasons set out in this notice and the earlier application, the defence submits that any slight excess of the regulatory time limit in the service of this document ought to be permitted.

The whole respectfully submitted.

¹ ICC-01/05-01/08-3221.

² ICC-01/05-01/08-3223.

A handwritten signature in black ink, appearing to read 'Peter Haynes', with a stylized flourish at the end.

Peter Haynes QC
Lead Counsel of Mr. Jean-Pierre Bemba

The Hague, The Netherlands

29 December 2014