



Original: **English**

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

Date: 04/04/2016

THE APPEALS CHAMBER

Before: Judge Sanji Mmasenono Monageng
Judge Silvia Alejandra Fernández De Gurmendi
Judge Christine Van Den Wyngaert
Judge Howard Morrison
Judge Piotr Hofmański

SITUATION IN THE CENTRAL AFRICAN REPUBLIC

IN THE CASE OF

THE PROSECUTOR

v. JEAN-PIERRE BEMBA GOMBO

Public

**Defence Notice of Appeal against the Judgment pursuant to Article 74 of the
Statute, ICC-01/05-01/08-3343**

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

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Counsel for the Defence of Mr Jean-Pierre Bemba Gombo

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Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

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Amicus Curiae

REGISTRY

Registrar

Herman von Hebel

Defence Support Section

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Victims and Witnesses Unit

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Detention Section

Victims Participation and Reparations Section Other

I. INTRODUCTION

1. On 21 March 2016, Trial Chamber III rendered its Judgement under Article 74 of the Statute.¹ The Trial Chamber convicted Mr. Jean-Pierre Bemba Gombo (“the Appellant”), on five charges, namely:

- (a) Murder as a crime against humanity under Article 7(1)(a) of the Statute;
- (b) Murder as a war crime under Article 8(2)(c)(i) of the Statute;
- (c) Rape as a crime against humanity under Article 7(1)(g) of the Statute;
- (d) Rape as a war crime under Article 8(2)(e)(vi) of the Statute; and
- (e) Pillaging as a war crime under Article 8(2)(e)(v) of the Statute.

2. Pursuant to Rule 150(1) of the Rules of Procedure and Evidence, an appeal against a decision of conviction under Article 74 may be filed with the Registry not later than 30 days from the date on which the party filing the appeal is notified of the decision.

3. Regulation 57 of the Regulations of the Court requires the appellant to file a notice of appeal which states:

- (a) The name and number of the case;
- (b) The date of the decision of conviction or acquittal, sentence or reparation order appealed against;
- (c) Whether the appeal is directed against the whole decision or part thereof;
- (d) The relief sought.

¹ ICC-01/05-01/08-3343.

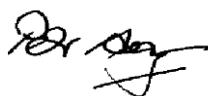
II. NOTICE OF APPEAL

4. Pursuant to Article 81(1)(b), Rule 150(1) and Regulation 57, the Appellant, in *Situation in the Central African Republic* in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo*, ICC-01/05-01/08, hereby gives notice of appeal against the Judgment pursuant to Article 74 of the Statute, being the decision of conviction, rendered on 21 March 2016, decision ICC-01/05-01/08-3343.

5. The Appeal is directed against the whole decision.

6. The relief being sought is a reversal of the decision of conviction on each charge, and an acquittal of the Appellant.

The whole respectfully submitted.



Peter Haynes QC

Lead Counsel for Mr. Jean-Pierre Bemba

Done at The Hague, The Netherlands, 4 April 2016