

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **28 June 2016**

TRIAL CHAMBER III

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

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

**Public Redacted Version of "Order shortening time for observations on the
'Defence Request for Delayed Disclosure of Witness Identifying Particulars
and Summaries of Anticipated Testimony, and other Related Requests",
ICC-01/05-01/08-2227 of 14 June 2012**

Decision to be notified, in accordance with regulation 31 of the *Regulations of the Court*, to:

The Office of the Prosecutor

Ms Fatou Bensouda
Mr Jean-Jacques Badibanga

Counsel for the Defence

Mr Peter Haynes
Ms Kate Gibson
Ms Melinda Taylor

Legal Representatives of the Victims

Ms Marie-Edith Douzima Lawson

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

The Office of Public Counsel for Victims

Ms Paolina Massidda

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

Mr Xavier-Jean Keïta

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

Trial Chamber III (“Chamber”) of the International Criminal Court in the case of *The Prosecutor v. Jean-Pierre Bemba Gombo* issues the following Order shortening time for observations on the “Defence Request for Delayed Disclosure of Witness Identifying Particulars and Summaries of Anticipated Testimony, and other Related Requests” (“Order”).

1. On 24 May 2012, the Chamber issued its “Decision on the starting date of the defence presentation of evidence and related issues” (“24 May 2012 Decision”),¹ in which it, *inter alia*, instructed the defence to provide the Office of the Prosecutor (“prosecution”), the legal representatives of victims and the Chamber as soon as practicable and no later than 16.00 on 13 July 2012 with (i) the complete identity of its prospective witnesses; and (ii) statements of the witnesses whom it intends to call to testify or a summary of the key elements that each witness will address during their testimony.²

2. On 13 June 2012, the defence filed its “Defence Request for Delayed Disclosure of Witness Identifying Particulars and Summaries of Anticipated Testimony, and other Related Requests” (“Defence Request”),³ in which it requests the Chamber to (i) authorise the provision of unredacted witness identifying particulars and unredacted summaries of anticipated testimony to the prosecution and legal representatives 30 days prior to the anticipated testimony of 23 defence witnesses who are [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] (together “[REDACTED]”)

¹ Decision on the starting date of the defence presentation of evidence and related issues, 24 May 2012, ICC-01/05-01/08-2221.

² ICC-01/05-01/08-2221, paragraphs 12 (c) and (d) and 19(b).

³ Defence Request for Delayed Disclosure of Witness Identifying Particulars and Summaries of Anticipated Testimony, and other Related Requests, 13 June 2012, ICC-01/05-01/08-2226-Conf.

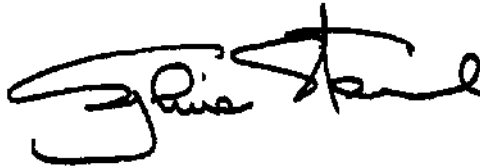
Witnesses")⁴; (ii) order the prosecution and the legal representatives to provide the Chamber and the defence with a complete list of all lawyers, paralegal, investigative or support staff who will have access to defence witness identities and summaries of anticipated testimony; and (iii) order that members of the prosecution and the legal representatives be prohibited, pursuant to Rule 87(3)(b) of the Rules of Procedure and Evidence, from disclosing the identity of [REDACTED] Witnesses to any third parties.⁵

3. Given that according to the 24 May 2012 Decision the deadline for the provision of the relevant information is 13 July 2012, and pursuant to Article 64(6)(f) of the Rome Statute and Regulations 24 and 34 of the Regulations of the Court, the Chamber finds that a reduction of the time limit for the filing of observations on the Defence Request, if any, is warranted.
4. For these reasons, the Chamber hereby ORDERS the prosecution and the legal representatives to file their observations on the Defence Request, if any, no later than 16.00 on 19 June 2012.

⁴ The relevant witnesses are [REDACTED]

⁵ ICC-01/05-01/08-2226-Conf, paragraphs 15 and 29.

Done in both English and French, the English version being authoritative.



Judge Sylvia Steiner



Judge Joyce Aluoch



Judge Kuniko Ozaki

Dated this 28 June 2016

At The Hague, the Netherlands