



Original: English

No: ICC-01/05-01/13

Date: 15 July 2016

**TRIAL CHAMBER VII**

**Before:** Judge Bertram Schmitt, Presiding Judge  
Judge Marc Perrin de Brichambaut  
Judge Raul Pangalangan

**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***

**Public Redacted Version**

**Defence Observations on Filing ICC-01/05-01/13-1868-Conf**

**Source:** Defence for Jean-Jacques Kabongo Mangenda

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

**The Office of the Prosecutor**

**Counsel for Jean-Jacques Kabongo  
Mangenda**

Mr Christopher Gosnell

**Counsel for Jean-Pierre Bemba Gombo**

Ms Melinda Taylor

**Counsel for Aimé Kilolo Musamba**

Mr Paul Djunga Mudimbi

**Counsel for Fidèle Babala Wandu**

**Counsel for Narcisse Arido**

**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**

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**Registrar**

Mr Herman von Hebel

**Defence Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other  
Independent Counsel**

1. Jean-Jacques Mangenda opposes all redactions proposed by the Independent Counsel to the documents appearing in Annex 6 to filing 1868.<sup>1</sup> The names of the exact addressees on Emails #8, #11 and #12 is vital to appreciating that the information therein was shared with other members of the Defence and the Registry. For the same reason, the exact information about place names in those and all other emails should not be redacted. As long as this information is kept confidential, the redactions are unjustified.
2. [REDACTED] complaints in Email #5 should not be redacted. Regardless of whether those claims are truthful, they illustrate the nature of his complaints to the Defence about money and his pleas for assistance. A reader should be in a position to assess, in particular, how these complaints compare to those raised by P-169 and P-178.
3. The Defence notes that the Independent Counsel, as in previous reports, has failed to offer any justification for any of his proposed redactions.
4. Any attorney-client or work-product privilege that may apply to the material is not for Mr. Mangenda to assert, and no position is taken in respect of that issue.




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**Christopher Gosnell**  
**Counsel for Mr. Jean-Jacques Kabongo Mangenda**

Dated this 15 July 2016,  
 At The Hague, The Netherlands

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<sup>1</sup> *Bemba et al.*, Rapport du Conseil indépendant relatif aux matériels ICC-01/05-01/13-RPM-0022-0037; ICC-01/05-01/13-RPM-0022-0004; ICC-01/05-01/13-RPM-0022-0062; ICC-01/05-01/13-RPM-0023-0011; ICC-01/05-01/13-RPM-0023-0022; ICC-01/05-01/13-RPM-0023-0033 et ICC-01/05-01/13-RPM-0023-0044, ICC-01/05-01/13-1868-Conf, 4 May 2016. This submission is a public redacted version prepared pursuant to the Chamber's direction in its Decision Closing the Submission of Evidence and Further Directions, ICC-01/05-01/13-1859, 29 April 2016.