



Original: English

No: ICC-01/05-01/13

Date: 20 July 2016

**TRIAL CHAMBER VII**

**Before:** Judge Chile Eboe-Osuji, Presiding Judge  
Judge Olga Herrera Carbuccion  
Judge Bertram Schmitt

**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**

**Mangenda Observations on the proposed Memorandum of Understanding  
between the ICC and MINUSCA**

**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**

Ms Fatou Bensouda

Mr James Stewart

Mr Kweku Vanderpuye

**Counsel for Jean-Jacques Mangenda**

**Kabongo**

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**

Mr Jean-Pierre Kilenda Kakengi Basila

**Counsel for Narcisse Arido**

Mr Charles Achaleke Taku

**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**

1. Jean-Jacques Kabongo Mangenda adopts and supports the submissions of Jean-Pierre Bemba Gombo<sup>1</sup> concerning the [REDACTED].<sup>2</sup>
2. Mr Mangenda is particularly concerned by the [REDACTED] that [REDACTED]. [REDACTED]. The suggestion that Defence Counsel are more likely to engage in misconduct than ICC staff is baseless, and justifies no differential treatment [REDACTED].
3. The unequal treatment of the Defence could concretely and substantially affect the Defence's ability to conduct investigations and, consequently, the fairness of these proceedings. Mr Mangenda accordingly requests that the Trial Chamber issue any orders, requests or instructions as it may deem necessary and appropriate to ensure that the Defence is not provided any less assistance [REDACTED] than that afforded to the Prosecution in this case.



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

Dated this 20 July 2016,

At The Hague, The Netherlands

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<sup>1</sup> Observations of the Defence for Mr. Jean-Pierre Bemba Gombo on the Agenda of the First Status Conference, ICC-01/05-01/13-896-Conf, 13 April 2015, paras. 19-25, 26-28.

<sup>2</sup> 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.