

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-01/05-01/13**

Date: **31 October 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, AIMÉ KILOLO  
MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDÈLE BABALA  
WANDU AND NARCISSE ARIDO**

**Public**

**Narcisse Arido's Notice of Appeal against the Trial Chamber VII's 'Judgment  
pursuant to Article 74 of the Statute' (ICC-01/05-01/13-1989-Conf)**

**Source:** Counsel for Narcisse Arido

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

**The Office of the Prosecutor**

Fatou Bensouda

James Stewart

Kweku Vanderpuye

**Counsel for Jean-Pierre Bemba Gombo**

Melinda Taylor

**Counsel for Aimé Kilolo Musamba**

Paul Djunga Mudimbi

Steven Powles

**Counsel for Jean-Jacques Mangenda Kabongo**

Christopher Gosnell

**Counsel for Fidèle Babala Wandu**

Jean-Pierre Kilenda Kakengi Basila

**Counsel for Narcisse Arido**

Charles Achaleke Taku

Beth Lyons

**Legal Representatives of the  
Victims**

**Unrepresented Victims**

**The Office of Public Counsel for  
Victims**

**Legal Representatives of the Applicants**

**Unrepresented Applicants**

**The Office of Public Counsel for the Defence**  
Xavier-Jean Keïta

**REGISTRY**

---

**Registrar**

Herman von Hebel

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and  
Reparations Section**

**Other**

## **I. INTRODUCTION**

1. On 19 October 2016, Trial Chamber VII ('Trial Chamber') rendered its Judgment under Article 74 of the Statute. The Trial Chamber convicted Mr. Narcisse Arido ('the Appellant'), under Article 70(1)(c) in conjunction with Article 25(3)(a) of the Statute, of having corruptly influenced witnesses D-2, D-3, D-4, and D-6. The present filing constitutes a notice of appeal against this decision.

## **II. APPLICABLE LAW**

2. Pursuant to Article 81(1)(b) of the Statute, the convicted person may appeal a decision under Article 74 on any of the following grounds:

- a) Procedural error;
- b) Error of fact;
- c) Error of law; or
- d) Any other ground that affects the fairness or reliability of the proceedings or decision.

3. 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.

4. Regulation 57 of the Regulations of the Court requires the Appellant to file a notice of appeal which states the following:

- 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.

### III. NOTICE OF APPEAL

5. In light of the above, the Appellant, in *Situation in the Central African Republic in the case of The Prosecutor v. Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacque Mangenda Kabongo, Fidèle Babala Wandu and Narcisse Arido*, ICC-01/05-01/13, respectfully gives notice of appeal against the Trial Chamber VII's Judgment pursuant to Article 74 of Statute, rendered on 19 October 2016.

6. The Appeal is directed against the whole decision, ICC-01/05-01/13-1989-Conf and the relief being sought is a reversal of the decision of conviction, and an acquittal of the Appellant.

Respectfully submitted,



Chief Charles Achaleke Taku, Counsel for Mr. Arido

Dated this 31<sup>st</sup> Day of October 2016

The Hague, The Netherlands