



Original: **English**

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

Date: **31/10/2017**

THE APPEALS CHAMBER

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Sanji Mmasenono Monageng
Judge Howard Morrison
Judge Geoffrey A. Henderson
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

Bemba Defence Notice to the Appeals Chamber

Source: Art. 70 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

Fatou Bensouda
James Stewart
Helen Brady

Counsel for the Defence of Mr Jean-Pierre Bemba Gombo

Melinda Taylor
Mylène Dimitri

Counsel for the Defence of Mr Aimé Kilolo Musamba

Michael G. Karnavas

Counsel for the Defence of Jean-Jacques Mangenda Kabongo

Christopher Gosnell
Peter Robinson

Counsel for the Defence of Fidèle Babala Wandu

Jean-Pierre Kilenda Kakengi Basila

Counsel for the Defence of Mr Narcisse Arido

Charles Achaleke Taku
Beth Lyons

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

Xavier-Jean Keïta

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Counsel Support Section

Herman von Hebel

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. On Friday 27 October 2017, the Defence for Mr. Bemba received two documents from the Prosecution *via* email. The documents have not yet been disclosed formally to the Defence.
2. The Defence has transmitted follow-up queries to the Prosecution in relation to certain issues arising from these documents. It is, nonetheless, apparent that certain information in these documents is relevant to issues raised in the Bemba appeal against conviction and thus exculpatory for the Defence.
3. The Defence therefore hereby notifies the Appeals Chamber that it intends to file a consolidated request to admit additional evidence as soon as practicable.



Melinda Taylor
Counsel of Mr. Jean-Pierre Bemba



Mylène Dimitri
Associate Counsel of Mr. Jean-Pierre Bemba

Dated this 31th day of October 2017

The Hague, The Netherlands