

# **ANNEX PUBLIC**

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

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

Date: 6 August 2014

**PRE-TRIAL CHAMBER II**

**Before: Judge Cuno Tarfusser, Single Judge**

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC**

**IN THE CASE OF**

***THE PROSECUTOR v. JEAN-PIERRE BEMBA GOMBO, AIME KILOLO  
MUSAMBA, JEAN-JACQUES MANGENDA KABONGO, FIDELE BABALA WANDU  
AND NARCISSE ARIDO***

**Public document**

**With**

**Confidential Annexes A to C**

**Amended version of the “Prosecution’s Communication of Incriminatory Evidence  
and Rule 77 Materials Disclosed to the Defence on 30 July 2014”, 30 July 2014, ICC-  
01/05-01/13-595**

**Source: The Office of the Prosecutor**

**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 the Defence of Jean-Pierre Bemba**

Nicholas Kaufman

**Counsel for the Defence of Aimé Kilolo Musamba**

Ghislain Mabanga

**Counsel for the Defence of Jean – Jacques Mangenda Kabongo**

Jean Flamme

**Counsel for Fidèle Babala Wandu**

Jean-Pierre Kilenda Kakengi Basila

**Counsel for Narcisse Arido**

Göran Sluiter

**Legal Representatives of Victims**

**Legal Representatives of Applicants**

**The Office of Public Counsel for Victims**

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

**States Representatives**

**Amicus Curiae**

**REGISTRY**

**Registrar**

Herman von Hebel

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations Section Others**

## I. Introduction

1. The Office of the Prosecutor (“Prosecution”) herewith submits its Communication Report<sup>1</sup> regarding incriminating evidence and Rule 77 materials disclosed to the Defence teams of Jean-Pierre Bemba Gombo, Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, Fidèle Babala Wandu, and Narcisse Arido on 30 July 2014 via eCourt. Disclosure was not physically effected to the Defence teams of Aimé Kilolo Musamba, Jean-Jacques Mangenda Kabongo, and Narcisse Arido because they did not attend the disclosure meeting. All Defence teams objected to the disclosure.

## II. Confidentiality

2. The Prosecution requests that the Annexes to this Report be received as “Confidential”, as they relate to evidence disclosed *inter partes* that should not be released to the public.

## III. Submissions

3. *Confidential* Annex A to this filing comprises French translations of six documents previously disclosed as incriminating evidence. All of the underlying documents are included in the Prosecution’s List of Evidence.

4. *Confidential* Annex B to this filing comprises French translations of seven documents previously disclosed as Rule 77 material. All of the underlying documents are included in the Prosecution’s List of Evidence.

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<sup>1</sup> ICC-01/05-01/13-T-2-Red-ENG, p. 31, l. 25 - p. 32, l. 3 (“that any and all evidence disclosed for the purpose of the confirmation hearing shall be communicated to the Chamber”).

5. *Confidential* Annex C to this filing lists the original documents, their respective dates of disclosure, as well as their corresponding translations.



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**Fatou Bensouda, Prosecutor**

Dated this 6<sup>th</sup> Day of August 2014

At The Hague, The Netherlands