

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: English

No.: ICC-01/05-01/08

Date: 24 March 2009

**PRE-TRIAL CHAMBER II**

**Before: Judge Ekaterina Trendafilova, Single Judge**

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC  
IN THE CASE OF  
THE PROSECUTOR  
v. JEAN-PIERRE BEMBA GOMBO**

**Public Document**

**Decision on the "Prosecution's Request for Extension of Page Limit for the Third Amended Document Containing the Charges"**

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

**The Office of the Prosecutor**

Fatou Bensouda, Deputy Prosecutor  
Petra Kneuer, Senior Trial Lawyer

**Counsel for the Defence**

Nkwebe Liriss  
Karim A.A. Khan  
Aimé Kilolo-Musamba  
Pierre Legros

**Legal Representatives of the Victims**

**Legal Representatives of the Applicants**

**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

**The Office of Public Counsel for  
Victims**

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

**States Representatives**

**Amicus Curiae**

**REGISTRY**

---

**Registrar**

Silvana Arbia

**Defence Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

**Judge Ekaterina Trendafilova**, acting as Single Judge on behalf of Pre-Trial Chamber II of the International Criminal Court with respect to the situation of the Central African Republic and the case of *The Prosecutor v. Jean-Pierre Bemba Gombo*, except for all victims' issues,<sup>1</sup> is seized of the "Prosecution's Request for Extension of Page Limit for the Third Amended Document Containing the Charges" (the "Prosecutor's Request") submitted on 23 March 2009.<sup>2</sup>

1. On 3 March 2009 Pre-Trial Chamber III issued the "Decision Adjourning the Hearing pursuant to Article 61(7)(c) (ii) of the Rome Statute" (the "Adjournment Decision") in which it requested the Prosecutor to "consider submitting (...) no later than 30 March 2009 an amended document containing the charges addressing article 28 of the Statute as possible mode of criminal liability (...)".<sup>3</sup>
2. The Prosecutor requests an extension of page limit regarding an amended document containing the charges to be submitted in compliance with the Adjournment Decision and the relevant statutory provisions.
3. The Single Judge notes regulation 37(2) of the Regulations of the Court according to which "[t]he Chamber may, at the request of a participant, extend the page limit [of a document filed with the Registry] in exceptional circumstances".
4. The Single Judge is persuaded by the Prosecutor's submission that granting an extension of page limit will enable him to offer a clear and detailed analysis of the elements related to command and superior responsibility under article 28 of the Rome Statute, which in turn will assist the Defence to prepare adequately and effectively for its written response.

---

<sup>1</sup> Pre-Trial Chamber II, "Decision Designating Single Judges", ICC-01/05-24 and ICC-01/05-01/08-393.

<sup>2</sup> ICC-01/05-01/08-392.

<sup>3</sup> Pre-Trial Chamber III, ICC-01/05-01/08-388.

5. The Single Judge considers accordingly that the above reasons reveal the existence of exceptional circumstances which justify the Prosecutor's Request.

**FOR THESE REASONS, THE SINGLE JUDGE**

**decides to grant** the Prosecutor the requested extension of forty five (45) pages for the amended document containing the charges.

Done in both English and French, the English version being authoritative.



Judge Ekaterina Trendafilova  
Single Judge

Dated this Tuesday, 24 March 2009

At The Hague, The Netherlands