Cour Pénale Internationale



International Criminal Court

Original: English No. ICC-01/05-01/13 A A2 A3 A4 A5

Date: 16 October 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

Order on reclassification of an annex

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

The Office of the Prosecutor

Ms Fatou Bensouda, Prosecutor Ms Helen Brady

Counsel for Jean-Pierre Bemba Gombo

Ms Melinda Taylor Ms Mylène Dimitri

Counsel for Aimé Kilolo Musamba

Mr Michael G. Karnavas

Counsel for Jean-Jacques Mangenda Kabongo

Mr Christopher Gosnell Mr Peter Robinson

Counsel for Fidèle Babala Wandu

Mr Jean-Pierre Kilenda Kakengi Basila

Counsel for Narcisse Arido

Mr Charles Achaleke Taku Ms Beth Lyons

REGISTRY

Registrar

Mr Herman von Hebel

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The Appeals Chamber of the International Criminal Court,

In the appeals of Mr Jean-Pierre Bemba Gombo, Mr Aimé Kilolo Musamba, Mr Jean-

Jacques Mangenda Kabongo, Mr Fidèle Babala Wandu, and Mr Narcisse Arido

against the decision of Trial Chamber VII entitled "Judgment pursuant to Article 74"

of the Statute" of 19 October 2016 (ICC-01/05-01/13-1989-Red),

Having before it the "Prosecution's Request for Reclassification of ICC-01/05-01/13-

2233-Conf-Exp-AnxA" of 11 October 2017 (ICC-01/05-01/13-2237-Conf),

Pursuant to regulation 23bis (3) of the Regulations of the Court,

Issues the following

ORDER

The Registrar is directed to reclassify as confidential, ex parte available to the

Prosecutor, Registry and Mr Jean-Pierre Bemba Gombo filing ICC-01/05-

01/13-2233-Conf-Exp-AnxA.

REASONS

1. Regulation 23bis (3) of the Regulations of the Court provides that a Chamber

may reclassify a document when the basis for the classification no longer exists.

2. The Appeals Chamber, taking into account the Prosecutor's request for

reclassification, finds that no reason exists for Annex A to the "Prosecution's

Response to Bemba's 'Consolidated Request for Disclosure and Judicial Assistance'",

(ICC-01/05-01/13-2233-Conf-Exp-AnxA) to remain ex parte to Mr Jean-Pierre

Bemba Gombo ("Mr Bemba"), and accordingly directs that this annex be reclassified

as confidential, ex parte available to Mr Bemba, in addition to the Prosecutor and the

Registry.

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

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Judge Silvia Fernández de Gurmendi Presiding Judge

Dated this 16th day of October 2017

At The Hague, The Netherlands

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