

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 26 August 2008

PRE-TRIAL CHAMBER III

Before: Judge Hans-Peter Kaul, Single Judge

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

Public Document

Decision concerning the public version of the "Decision on application for interim release" of 20 August 2008

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, Trial Lawyer

Counsel for the Defence

Nkwebe Liriss
Tjarda E. Van der Spoel
Aimé Kilolo-Musamba

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 Hans-Peter Kaul, acting as Single Judge¹ for Pre-Trial Chamber III of the International Criminal Court, issued on 20 August 2008 the “Decision on application for interim release” (the “Decision”)². The Decision was issued as confidential and its public version was to follow as soon as practicable³.

1. The Single Judge notes in particular articles 57(3)(c) and 67 of the Rome Statute, regulation 23*bis* of the Regulations of the Court and regulation 14 of the Regulations of the Registry. The Single Judge considers that the principles of fairness and publicity of proceedings require that the Decision be made available to the public.

2. References in the Decision to documents and their content which have been submitted and are currently treated as confidential or under seal have to be redacted. Where the revelation of the existence of such a document is deemed necessary⁴, this is done in a way that is not prejudicial to any party or participant or otherwise inconsistent with the confidential or under seal nature of the document as such.

¹ ICC-01/05-01/08-53.

² ICC-01/05-01-08-73-Conf.

³ ICC-01/05-01-08-73-Conf, para. 1.

⁴ See, in particular, paragraphs 7, 11, 18, 30 and 48 of the Decision and letter a) of its operative part.

FOR THESE REASONS, THE SINGLE JUDGE

decides to include in the annex to this decision a redacted version of the “Decision on application for interim release” of 20 August 2008.

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



Judge Hans-Peter Kaul
Single Judge

Dated this 26 August 2008

At The Hague, the Netherlands