

# **Annex A**

**Public redacted**

LIST OF PROSECUTION BAR TABLE DOCUMENTS							
CATEGORY 1: UN REPORTS							
No.	ERN	Title	Date	Author/ Source	Prosecution Description of Document	Probative Value According to the Prosecution	Position of the Defence
1	CAR-OTP-0004-0645	Humanitarian Update: Central African Republic 07 Mar 2003	7 March 2003	Open source	The update provides information on the background to the armed conflict in the Central African Republic ("CAR"). In particular, it establishes that there was a sustained armed conflict throughout the territory of the CAR during the time of the period charged. It lists the areas of the CAR, such as Bangui, Bossembele, Damara, Sibut and Bozoum to which the armed conflict extended from 2002 to 2003. The update attributes acts of pillaging to the the Mouvement de Liberation du Congo ("MLC"). It further states that the Accused is the leader of the MLC.	This document is relevant and probative, inter alia, to provide an overview of the political situation, military activities, food, health and education situation in the CAR during the period of the armed conflict between 2002 and 2003. In addition, it reports on crimes committed by MLC troops against the civilian population in the CAR in areas where they were deployed.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that the author(s)' identity and sources are not revealed.
2	DRC-OTP-0100-0314	Report of the Special Investigation Team on the events in Mambasa 31 December 2002 - 20 January 2003	2 July 2003	Open source	Report from the UN Organization Mission in the Democratic Republic of the Congo regarding the events that occurred in the DRC in December 2002 and January 2003 in Mambasa.	The report provides an overview of the allegations of crimes committed by MLC troops in Mabassa from October 2002 to December 2002.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that it is not relevant to the crimes charged in the Revised Second Amended DCC, and its author and sources are not revealed with sufficient detail.
3	CAR-OTP-0029-0499	Central African Republic - Uncertain Prospects	1 May 2002	Open source	UNHCR Emergency and Security Service Report on CAR	The report provides an overview of the allegations of crimes committed by MLC troops in Bangui in May 2001.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and because it is irrelevant to the charges as set out in the Revised Second Amended DCC.
4	CAR-OTP-0004-0654	Central African Republic Weekly Humanitarian Update 17 Dec 2002	17 Dec 2002	Open source	The update reports on the coordination of military activities between Libyan troops and the Accused's MLC in support of Patasse's regime. In addition, it provides information on crimes, such as pillaging and rapes perpetrated by the MLC against the CAR civilian population.	The document is relevant and probative as evidence to prove, inter alia, rape and pillage committed by the MLC.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that the author(s)' identity and sources are not revealed.
CATEGORY 2: NGO REPORTS							
No.	ERN	Title	Date	Author/ Source	Prosecution Description of Document	Probative Value According to the Prosecution	Position of the Defence

5	CAR-OTP-0001-0034	Crimes de Guerre en Republique Centrafricaine	1 February 2003	[REDACTED], FIDH, Paris, France	Report of the Federation International de driots de L'homme ("FIDH") report on its investigative mission into the human rights situation in the CAR during the armed conflict during the period relevant to the charges. It contains findings of killings, rapes and pillaging and discusses the degree of responsibility attaching to the various armed groups operating in the CAR during this period and discusses the possible intervention of the ICC in redressing the massive crimes perpetrated against the CAR civilian population at the time.	The document is relevant and probative of, inter alia, rape, pillage, and murder committed by the MLC.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that there is not sufficient information on the methodology used to compile and analyze the information received. The Defence submits that the partiality of this report is in question, as it is clearly aimed towards a referral of the situation to the ICC, and the partiality of the FIDH cannot be verified.
6	CAR-OTP-0004-0409	Forgotten, stigmatised: the double suffering of victims of international crimes	1 October 2006	[REDACTED], FIDH	FIDH reports on the various conflicts which have occurred in the CAR, since the attempted coup by General Bozize against President Patasse in October 2002. It also discusses the grave consequences of the conflicts on the human rights of the CAR civilians. It discusses the events of October 2002 to March 2003 as well as the crimes perpetrated by the MLC and other armed groups against the CAR civilian population and encouraged a referral of the CAR situation to the ICC.	The document is relevant and probative as evidence to prove, inter alia, rape, pillage, and murder committed by the MLC. The report documents information on crimes committed against the CAR civilian population during October 2002 - March 2003. The investigative mission to the CAR was conducted from 25 November 2002 to 1 December 2002. The report is contemporaneous with the events of the Prosecution's case.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that there is not sufficient information on the methodology used to compile and analyze the information received. The Defence submits that the partiality of this report is in question, as it is clearly aimed towards a referral of the situation to the ICC. More generally, the partiality of the FIDH cannot be verified. The list of persons interviewed shows that only people from a very selective and limited group gave information. The report itself is replete with allegations and purported facts, none of which are footnoted, nor are references given for where this information comes from, whether it is hearsay or indeed double or triple hearsay.
7	CAR-OTP-0004-0881	République centrafricaine. Oubliées, stigmatisées : la double peine des victimes de crimes internationaux	1 October 2006	Open source	FIDH's report addressing the impunity for the crimes perpetrated against the Central African civilians between October 2002 and March 2003. Its also discusses the constant pain and suffering of the CAR civilians as a result of the crimes perpetrated against them in 2002-2003.	This report is issued by FIDH, a well known international Non governmental organisation. This report is the result of the mission conducted by FIDH in Bangui between 10 and 17 June 2006. The mission also had as one objective to enquire about judicial proceedings related to any perpetrators of the most serious crimes. The report consists of interviews of victims and persons and mentions impunity for crimes committed against the CAR civilian population in 2002-2003.	The Defence objects to the admission of this document on the same reason as the english version above.
8	CAR-OTP-0004-1096	Mission Internationale d'Enquête	1 February 2004	[REDACTED], FIDH	FIDH's report on the situation of CAR victims after the 2002-2003 conflict. It discusses the crimes these victims suffered.	The document is relevant and probative as evidence to prove, inter alia, rape, pillage, and murder committed by the MLC. The FIDH conducted an international investigative mission in Bangui from 16 to 23 November 2003. The results of that mission are contained in the report. The purpose of the mission was to evaluate the situation of the CAR victims one year after the cessation of military activities in the CAR. The report mentions crimes committed against CAR civilian victims in 2002-2003.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that there is not sufficient information on the methodology used to compile and analyze the information received. The Defence submits that the partiality of this report is in question, and more generally the partiality of the FIDH cannot be verified. The report itself is replete with allegations and purported facts, none of which are footnoted, nor are references given for where this information comes from, whether it is hearsay or indeed double or triple hearsay.
9	CAR-OTP-0011-0422	Droits de l'Homme en République Centrafricaine. Discours et réalité: un fossé béant	1 February 2002	Open source	FIDH's report about human rights violations in the Central African Republic during and after the coup d'état attempt of 28 May 2001, by various groups including the MLC.	The document is relevant and probative of, inter alia, the Accused's awareness of the MLC's capacity to commit crimes. This report is the result of the FIDH mission in Bangui from 5 to 22 July 2001. The report is relevant because it discusses MLC's prior involvement in the CAR in 2001, as well as the crimes they committed against CAR civilians at the time.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that it has no relevance to the charges as set out in the Revised Second Amended DCC, and because the author's identity is not revealed, and there is not sufficient information on the methodology used to compile and analyze the information received.

10	CAR-OTP-0004-0577	Central African Republic: Refugees flee amid ethnic discrimination as perpetrators go unpunished	19 January 2002	Open source	Amnesty International report on 2001 Crisis in CAR	The document is relevant and probative of, inter alia, the Accused's awareness of the MLC's capacity to commit crimes. This report discusses crimes of rapes and other forms of sexual violence perpetrated by the MLC in Bangui during May 2001.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that it has no relevance to the charges as set out in the Revised Second Amended DCC, and because the author's identity is not revealed, nor are the sources identified, and there is no information on the methodology used to compile and analyze the information received.
11	CAR-OTP-0011-0503	Central African Republic. Five months of war against women	10 November 2004	Open source	Amnesty International report on the systematic and widespread commissions of rapes and other sexual violence against CAR women, during the 2002-2003 conflict.	The document is relevant and probative as evidence to prove, inter alia, rape, pillage, and murder committed by the MLC. This report discusses crimes of rapes and other forms of sexual violence perpetrated by the MLC against CAR civilian women. It also discusses the physical pain and psychological trauma suffered by victims of sexual violence during the conflict period charged.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that author's identity is not revealed, the report relies on "anonymous" sources, who's "evidence" can in no way be verified or tested.
<b>CATEGORY 3: DOCUMENTS BELONGING TO THE ACCUSED</b>							
No.	ERN	Title	Date	Author/ Source	Prosecution Description of Document	Probative Value According to the Prosecution	Position of the Defence
12	CAR-OTP-0017-0349	STATISTIQUE DE CRIMINALITE LEGALE PENDANT LA PERIODE DU 2001 A 2003	19 February 2003	ALC	List / table from [REDACTED], Armée de Libération du Congo (ALC), armed wing of the MLC made in Gbadolite. It lists the crimes committed by ALC soldiers, the perpetrators (soldiers), the dates of arrest and the punishments.	The document is relevant and probative as evidence to prove, inter alia, the Accused's material ability to punish crimes. This list reflects statistical information on the crimes committed by ALC soldiers, their arrests and punishments between 2001 and 2003.	The document is relevant and probative to prove that the MLC was a disciplined force and that there is no basis to suspect that MLC troops dispatched to the CAR would commit crimes. This document is also relevant to the credibility of Prosecution witnesses who testified that Mr. Bemba took no measures to punish during the relevant events.
13	CAR-OTP-0017-0351	STATISTIQUE DE CRIMINALITE LEGALE STATUEE PAR LA COUR MARTIALE	19 February 2003	ALC	List / table from [REDACTED], Armée de Libération du Congo (ALC), armed wing of the MLC made in Gbadolite. It lists the crimes committed by ALC soldiers, the specific perpetrators, the dates of arrest and the punishments.	The document is relevant and probative as evidence to prove, inter alia, the Accused's material ability to punish crimes. This list reflects statistical information on the crimes committed by ALC soldiers, their arrests and punishments between 2001 and 2003.	The document is relevant and probative to prove that the MLC was a disciplined force and that there is no basis to suspect that MLC troops dispatched to the CAR would commit crimes. This document is also relevant to the credibility of Prosecution witnesses who testified that Mr. Bemba took no measures to punish during the relevant events.
14	CAR-OTP-0017-0355	DECRET N°035/PRES/MLC/11/02 DU 16 NOVEMBRE 2002 PORTANT ORGANISATION DES JURIDICTIONS DE L'ARMEE DE LIBERATION DU CONGO	16 November 2002	MLC	Decree from the Accused, Mouvement de Libération du Congo (MLC), regarding the reorganisation of military justice for territories under MLC administration.	The document is relevant and probative as evidence to prove, inter alia, the Accused's material ability to discipline and punish MLC soldiers, thus establishing his de jure and de facto control over MLC.	The document is relevant and probative to prove that the MLC was a disciplined force and that there is no basis to suspect that MLC troops dispatched to the CAR would commit crimes. This document is also relevant to the credibility of Prosecution witnesses who testified that Mr. Bemba took no measures to punish during the relevant events.
15	CAR-OTP-0017-0363	Intervention du MLC en Republique Centrafricaine	4 January 2003	The Accused	Correspondence from the Accused to Lamine Cissé, UN Representative in the CAR, indicating that the MLC intervened in CAR at the request of President Patasse.	The document is relevant and probative as evidence to prove, inter alia, the Accused's knowledge of crimes and his position in the MLC hierarchy.	The document has already been tendered into evidence during the testimony of a witness with no objection from the parties, and as such the Prosecution's submission is unduly repetitive. In any event, the document is relevant and probative to prove that measures taken by the accused were proportionate to the information available to him at the time.
16	CAR-OTP-0017-0366	Rapport sur le déroulement du procès des militaires de l'Armée de Libération du Congo, ALC, impliqués dans les violations des droits de l'homme dans l'Ituri	26 February 2003	MLC	MLC's report on the organisation of the Garrison War Council, court sessions, including the organisation of the defence, the decisions taken and the appeals initiated so far.	The document is relevant and probative as evidence to prove, inter alia, the Accused's material ability to punish crimes. This report provides information on the trial of 9 ALC soldiers accused of crimes in Ituri.	The document has already been tendered into evidence during the testimony of a witness with no objection from the parties, and as such the Prosecution's submission is unduly repetitive. In any event, the document is relevant and probative to prove that where crimes were identified they were duly investigated and MLC troops were punished by the competent jurisdiction.

17	CAR-OTP-0033-0209	Votre lettre du 4 Janvier 2003	27 January 2003	Lamine Cissé	Correspondence from Lamine Cisse, UN Representative in the CAR to the Accused, and copied to President of Central African Republic, acknowledging receipt of the Accused's letter referenced: RCA/BONUCA/017 regarding MLC's operations in the CAR. The document references the Accused's letter previously addressed to Lamin Cisse dated 4-Jan-2003.	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority and control of the MLC.	The document is relevant and probative because it demonstrates that Mr. Bemba was furnished with no better or further information about alleged crimes within the relevant period.
18	DRC-OTP-0098-0003	Rapport sur le déroulement du proces des militaires de l'ALC impliqués dans les violations des droits de l'homme	27 February 2003	BEMBA J.P., Mouvement de libération du Congo	Correspondence from the Accused to Kofi Annan, UN, giving a report on the organisation of the trial of ALC soldiers implicated in human rights violations in Ituri.	The Accused is the author of the document dated the 27/02/2003, a period material to the charges. This report is addressed to the former United Nations Secretary General. It is relevant and probative to prove, inter alia, the Accused's authority and control over the MLC.	The document is relevant and probative because it demonstrate the MLC's cooperation with the United Nations and the transparency with which the MLC operated.
<b>CATEGORY 4: DOCUMENTS DISCLOSED BY DEFENCE</b>							
No.	ERN	Title	Date	Author/ Source	Prosecution Description of Document	Probative Value According to the Prosecution	Position of the Defence
19	CAR-DEF-0001-0152	Letter from Bemba to M.Kaba, President of FIDH, 20 February 2003	20 February 2003	BEMBA J.P., Mouvement de libération du Congo	The Accused informs FIDH that on 30 October 2002, a team composed of 5 ALC officers went to Bangui to investigate alleged crimes. The commission submitted its report to the ALC Chief of Staff on 28 November 2002. It implicates several ALC soldiers in pillaging. The Accused confirms that 8 MLC soldiers were indicted by the MLC Military Court following the report.	The document is relevant and probative as evidence to prove, inter alia, the Accused's knowledge of crimes and his authority and control of the MLC.	This document has already been tendered into the evidence during the testimony of a witness without objection from the parties, and as such the Prosecution submission is unduly repetitive. In any event, the document is relevant and probative to prove that Mr. Bemba took appropriate measures proportionate to the state of his knowledge, and also took active steps to try to obtain further information. This document is also relevant to the credibility of Prosecution witnesses who testified that Mr. Bemba took no measures to punish during the relevant events.
20	CAR-DEF-0001-0155	Transmission rapport d'enquete sur les actes de pillage en RCA	17 January 2003	[REDACTED]	Joint FACA-ALC investigative report on pillaging drafted by mixed commission composed of FACA and ALC soldiers set up immediately after the radio denounced pillaging by their troops. This mixed commission was mandated to recuperate all goods pillaged by FACA and ALC soldiers in the neighbourhood between PK12 and the National Assembly in CAR, a scene of heavy fighting. This mixed commission recuperated all goods looted and proceeded to restate them to the victims.	The document is relevant and probative as evidence to prove, inter alia, the Accused's knowledge of crimes and his authority and control of the MLC. The document shows the Accused had the authority to initiate an investigation on pillage and the document lists the Accused's awareness of RFI reports of rape and pillage.	The document is relevant and probative because of it demonstrates the measures taken by Mr. Bemba which were proportionate to the information available to him. This document is also relevant to the credibility of Prosecution witnesses who testified that Mr. Bemba took no measures to punish during the relevant events.
21	CAR-DEF-0002-0001	Actes des procédures contre les militaires impliqués dans les pillages de Bangui	21 November 2002	Archive MLC (Secrétariat Général)	Judicial dossier of Gbadolite trial against MLC troops convicted of military offenses committed in Bangui, CAR.	The document is relevant and probative as evidence to prove, inter alia, the Accused's knowledge of crimes, his material ability to punish crimes, and his authority and control of the MLC. The document shows the Accused's authority to convene courts-martial for MLC troops in CAR and his knowledge of the crimes mentioned in the dossier: rape and pillage.	The document is relevant and probative because of it demonstrates the measures taken by Mr. Bemba which were proportionate to the information available to him. This document is also relevant to the credibility of Prosecution witnesses who testified that Mr. Bemba took no measures to punish during the relevant events.
22	CAR-D04-0002-1513	Correspondence (letter)	31 May 2000	BEMBA J.P., Mouvement de libération du Congo	Instructions aux commandants de Brigade de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the Accused's ability to submit orders to subordinate commanders	The document is relevant and probative because of it demonstrates that rape was not tolerated within the MLC, and that Mr. Bemba could not have suspected that MLC troops sent to the CAR would commit crimes.
23	CAR-D04-0002-1382	Audio / Video Material	15 April 2003	Not Disclosed	"A coeur ouvert avec Olivier Kamitatu" - Video Interview of MLC Secretary General.	The document is relevant and probative as evidence to prove, inter alia, the Accused's knowledge of crimes committed in CAR	The document is relevant and probative of many aspects in support of the Defence case. For example, it demonstrates that crimes were punished and shows a lack of knowledge of alleged crimes committed in the CAR by MLC troops.

24	CAR-D04-0002-1399	Décret MLC	14 July 2002	Archive MLC (Secrétariat Général)	Nomination d'un Officier Général de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority to promote general officers.	The document is relevant and probative to establish the decisions taken by the Conseil-Politico Militaire of the MLC.
25	CAR-D04-0002-1413	Administratif Act	1 June 2002	Not Disclosed	Code de communication: Les Mots convenus	This codebook is relevant and probative to prove, inter alia, the MLC's standard operating procedures in radio communications	The Defence agrees with the Prosecution's assessment of probative value.
26	CAR-D04-0002-1481	Décret MLC	14 July 2002	Not Disclosed	Nomination des officiers subalternes de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority to promote company grade officers	The document is relevant and probative to establishing that decisions were taken in collaboration with the Conseil-Politico Militaire of the MLC
27	CAR-D04-0002-1499	Décret MLC	14 July 2002	Not Disclosed	Nomination des officiers généraux de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority to promote general officers	The document is relevant and probative to establishing that decisions were taken in collaboration with the Conseil-Politico Militaire of the MLC.
28	CAR-D04-0002-1500	Décret MLC	14 July 2002	Not Disclosed	Nomination des sous-officiers de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority to promote non-commissioned officers	The document is relevant and probative to establishing that decisions were taken in collaboration with the Conseil-Politico Militaire of the MLC.
29	CAR-D04-0002-1508	Correspondence (letter)	1 January 2003	Not Disclosed	Information sur la procédure devant les juridictions militaires	The document is relevant and probative as evidence to prove, inter alia, the military judicial resources available to the Accused.	The document is relevant and probative to establishing that a competent jurisdiction for the punishment of crimes was in existence.
30	CAR-D04-0002-1514	Notebook	4 September 2002	Archive MLC (Secrétariat Général)	Cahier de Communication (version complète)	The document is relevant and probative as evidence to prove, inter alia, MLC communication systems, MLC reporting, and MLC operations. The document is also probative of the Accused's authority and control over Echo Brigade, the brigade deployed to CAR. Echo Brigade reports through and receives orders from the MLC chain of command. Echo Brigade also requests supplies in the situation reports.	The document is relevant and probative because of the absence of operational orders from Gbadolite to the MLC troops in the CAR.
31	CAR-D04-0002-1641	Notebook	21 December 2002	Archive MLC (Secrétariat Général)	Cahier de Communication (version complète)	The document is relevant and probative as evidence to prove, inter alia, MLC communication systems, MLC reporting, and MLC operations. The document is also probative of the Accused's authority and control over Echo Brigade, the brigade deployed to CAR. Echo Brigade reports through and receives orders from the MLC chain of command. Echo Brigade also requests supplies in the situation reports.	The document is relevant and probative because of the absence of operational orders from Gbadolite to the MLC troops in the CAR.

32	CAR-DEF-0001-0154	Correspondence (letter)	26 February 2003	[REDACTED]	Letter from [REDACTED] to the Accused	The document is relevant and probative as evidence to prove, inter alia, the Accused's knowledge of crimes and his authority and control of the MLC.	The document is relevant and probative to establishing that Mr. Bemba was furnished with no further or better information regarding alleged crimes in the CAR, and also is demonstrative of a lack of cooperation from the FIDH to the MLC.
33	CAR-DEF-0001-0826	Correspondence (letter)	27 January 2003	Général Lamine CISSE	Letter from General Cissé to the Accused	The document is relevant and probative as evidence to prove, inter alia, the Accused's knowledge of crimes and his authority and control of the MLC.	This is a copy of document 17, and the Defence position is repeated.
34	CAR-DEF-0001-0830	Audio / Video Material	1 January 2002	Archive MLC (Secrétariat Général)	Interview de Kamitatu contestant toutes les allégations de crimes	The document is relevant and probative as evidence to prove, inter alia, the Accused's duty to prevent crimes.	The Defence objects on principle to an interview conducted so far in advance of the events relevant to the Revised Second Amended DCC. In any event, the document is relevant and probative to establish that measures were taken by the MLC to prevent and punish crimes.
35	CAR-DEF-0002-0580	Décret MLC	25 March 2002	Archive MLC (Secrétariat Général)	Décret portant création de la Cour Martiale au sein de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority to convene courts-martial.	The document is relevant and probative in establishing the existence of a competent jurisdiction within the MLC to punish crimes.
36	CAR-D04-0002-2004	Décret MLC	16 November 2002	Archive MLC (Secrétariat Général)	Décret N°35 du 16 Novembre 2002 portant Organisation des Juridictions de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the MLC court-martial system.	The document is relevant and probative in establishing the existence of a competent jurisdiction within the MLC to punish crimes.
37	CAR-DEF-0001-0161	Code of Conduct	1 January 1999	Archive MLC (Secrétariat Général)	Code de Conduite de l'ALC	The document is relevant and probative as evidence to prove, inter alia, the MLC system of discipline.	The Defence agrees with the Prosecution's assessment of probative value.
38	CAR-D04-0002-1455	Correspondence (letter)	21 April 2011		Further request for assistance to UN:Prosecutor vs.Jean-Pierre Bemba Gombo(ICC)	The document is relevant and probative as evidence to prove, inter alia, the Accused's failure to take all necessary and reasonable measures to submit the matter to a competent authority	The document is relevant and probative to establish that the United Nations was unable to provide concrete information concerning crimes committed in the CAR, nor was such information subsequently provided.
39	CAR-D04-0002-1462	Correspondence (letter)	26 May 2011		Response UN to Defence Further request for assistance:Prosecutor vs.Jean-Pierre Bemba Gombo(ICC)	The document is relevant and probative as evidence to prove, inter alia, the Accused's failure to take all necessary and reasonable measures to submit the matter to a competent authority	The document is relevant and probative to establish that the United Nations was unable to provide concrete information concerning crimes committed in the CAR, nor was such information subsequently provided.
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40	CAR-D04-0002-1511	Correspondence (letter)	31 October 2000	Archive MLC (Secrétariat Général)	Transmission correspondance à M. le secrétaire National chargé des activités et renseignements militaires	The document is relevant and probative as evidence to prove, inter alia, the authority of the Accused to order investigations.	The Defence agrees with the Prosecution's assessment of probative value.
41	CAR-DEF-0001-0127	Assumption of Command/Chief of Staff Orders	1 January 1999	Archive MLC (Secrétariat Général)	Décision du Col Amuli Bahigwa, Chef EMG/ALC désignant le Col Bitanihirwa pour assumer son interim	The document is relevant and probative as evidence to prove, inter alia, MLC procedure followed when temporary authority is transferred.	The document is relevant and probative in establishing General Amuli's ability and authority to make high level appointments.
<b>CATEGORY 5: PRESS/MEDIA ARTICLES</b>							
No.	ERN	Title	Date	Author/ Source	Prosecution Description of Document	Probative Value According to the Prosecution	Position of the Defence
42	CAR-OTP-0004-0336	Le Citoyen	26 November 2002	GOUNGAYE WANFIYO Nganatouwa, Bangui, CAR	Press article from LE CITOYEN reporting a speech by Patasse in which he acknowledges the following: (i) that Patasse called the Accused to CAR to assist in putting down Bozize's military rebellion; and (ii) that MLC committed crimes against the civilian population in CAR.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's role in the deployment of MLC troops to the CAR. Le Citoyen is a local Central African newspaper, and quotes former President Patasse as its source of information.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
43	CAR-OTP-0004-0343	Populations des PK 12, 13 et 22 interpellent Monsieur Lamine Cisse, représentant du Secrétaire General des Nations Unies	13 November 2002	GOUNGAYE WANFIYO Nganatouwa, Bangui, CAR	Press article from LE CITOYEN containing an open letter from the population of PK12, 13 & 22 to Lamine Cisse, representative of the Secretary General of the UN in the CAR requesting an urgent international investigation on the actions of the CAR administration and the Accused against the local population. The report also mentions crimes committed by the MLC against the civilian population.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's role in the deployment of MLC troops to the CAR.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
44	CAR-OTP-0004-0345	PATASSE DEMENTI PAR LES VICTIMES DOIT PARTIR	6 December 2002	GOUNGAYE WANFIYO Nganatouwa, Bangui, CAR	Press article from LE CITOYEN reporting on crimes committed by the MLC against the CAR civilian population.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
45	CAR-OTP-0004-0667	Factiva	5 November 2002	Open source	Press articles from Associated Press, the BBC, and others containing search results from various press releases on the Accused and Bangui 2002-2006.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
46	CAR-OTP-0005-0133	Peur sur Bangui	5 November 2002	RADIO FRANCE INTERNATIONALE	Press article from Radio France Internationale discussing crimes perpetrated by the MLC against CAR civilians, in particular, women. It accuses the MLC of pillaging in the northern neighbourhoods of Bangui as well as the surrounding areas. It briefly discusses the political life of the CAR, including the various coup d'etat attempts.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
47	CAR-OTP-0005-0135	Les armes de Kadhafi	13 December 2002	RADIO FRANCE INTERNATIONALE	Press article from RFI concerning the supply of arms from Libya to MLC, in northern DRC. This shows the involvement of both parties (Libya and the Accused) in support of CAR President Patasse.	The document is relevant and probative as evidence to prove, inter alia, the MLC logistics in CAR.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
48	CAR-OTP-0005-0141	Le MLC va-t-il partir?	13 February 2003	RADIO FRANCE INTERNATIONALE	Press article from RFI about MLC's crimes committed in CAR as well as the announcement by the Accused that his MLC militia would be leaving the CAR.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response



49	CAR-OTP-0005-0147	Centrafrique - Contre-offensive victorieuse des rebelles congolais	26 February 2003	RADIO FRANCE INTERNATIONALE	Press article by KAHN, Gabriel, of RFI reporting details related to the counteroffensive of the MLC.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
50	CAR-OTP-0005-0194	Sommet France-Afrique 2003 République centrafricaine : fragiles dialogues		Open source	Press article by POISSONNIER, Ariane, of RFI reporting details about crimes committed against the civilian population by the MLC troops. It also discusses MLC troops paying themselves off the CAR civilian population.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
51	CAR-OTP-0005-0333	MLC : Jean-Pierre Bemba remanie son gouvernement	3 March 2003	Open source	Press article from www.lesofonline.net containing details about the Accused reorganizing his government. The document reproduces the full Decree reorganizing that government.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
52	CAR-OTP-0008-0413	NewsBank InfoWeb	4 November 2002	Open source	Media article from News Library about crimes perpetrated by MLC in Gobanga, PK 12, Boy Rabé and Bangui.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
53	CAR-OTP-0008-0426	La rebellion du MLC envisage de se retirer de Centrafrique	27 December 2002	Open source	Media article from www.sangonet.com about the MLC considering to leave the CAR.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
54	CAR-OTP-0010-0326	Bemba, le dos au mur	9 March 2003	Open source	Press article from www.jeuneafrique.com regarding the situation of the Accused following the exactions committed in CAR and Ituri by the MLC. It provides information on the Accused having sent MLC to CAR to help Patassé & crimes they committed there against the civilian population.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
55	CAR-OTP-0010-0346	Crimes de guerre: Jean-Pierre Bemba rejette les accusations de la FIDH	15 February 2003	Open source	Press article from www.sangonet.com on the Accused's reaction to the FIDH claims regarding crimes perpetrated by MLC troops.	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority and control over the MLC and his knowledge of crimes committed by MLC.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
56	CAR-OTP-0011-0293	CENTRAL AFRICAN REPUBLIC: Calm returns to Bangui as rebels retreat	31 October 2002	Open source	Media article from IRIN providing information on the situation in CAR at the end of October 2002. It discusses crimes perpetrated by the MLC against the CAR civilian population as well as the movement of MLC troops in the CAR.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
57	CAR-OTP-0011-0405	Central African Republic: The plight of rape victims endures	19 August 2005	Open source	Media article from IRIN reporting information about the societal consequences of rape victims in CAR.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
58	CAR-OTP-0013-0005	PATASSE AU "DEBAT AFRICAIN": «Qui dit que je tue des Tchadiens? Moi, je ne suis pas un tueur!»	24 February 2003	[REDACTED], Embassy of France, Bangui	Press article from LE CITOYEN presenting an interview with CAR President Patasse, defending the Accused and rejecting war crimes accusations.	This press article was compiled on 24/02/2003, during the period material to the charges. It mentions the commission of war crimes by MLC troops in the CAR, an accusation denied by the interviewee, former President Patasse.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
59	CAR-OTP-0013-0053	LAMINE CISSE A BATONS ROMPUS AVEC LA PRESSE	14 November 2002	DESLAIMES Michel, Embassy of France, Bangui	Press article from LE CITOYEN regarding a press conference held by UN representative CISSE Lamine on the situation in CAR in which he gave information about the presence of MLC troops in CAR at the government's request, the Accused's communication with Patassé as well as the Accused's visit to CAR in November 2002.	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority and control over the MLC and his knowledge of crimes committed by MLC.	The Defence objects to the admission of this document for the reasons as set out in the body of the response

60	CAR-OTP-0013-0065	BOSSEMBELE EST REPRISÉ MAIS LA POPULATION APEURÉE EST DANS LA BROUSSE	27 November 2002	[REDACTED], Embassy of France, Bangui	Press article from LE CITOYEN expressing the fear of the population in CAR despite the liberation of Bossembele from the MLC. It specifically mentions the crime of pillaging committed by MLC in Bossembele.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
61	CAR-OTP-0013-0082	DEVOIR DE MEMOIRE	5 November 2002	[REDACTED], Embassy of France, Bangui	Press article from LE CITOYEN giving a chronology of the events that took place in CAR from 25-Oct-2002, the involvement of General Bozize and the increase of violence and robberies. It similarly illustrates that the Accused had authority over the MLC troops as well as the movements of MLC troops in CAR.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
62	CAR-OTP-0013-0151	JEAN-PIERRE BEMBA POSE DES CONDITIONS A LA CEMAC AVANT DE RETIRER SES HOMMES	23 January 2003	[REDACTED], Embassy of France, Bangui	Press article from LE CONFIDENT about the conditions stated by the Accused to the CEMAC before his withdrawal from CAR. It illustrates the Accused's authority over MLC troops.	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority and control over the MLC and his knowledge of crimes committed by MLC.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
63	CAR-OTP-0005-0198	Statuts du Mouvements de Libération du Congo MLCongo		Open source	Media / press article from www.congoline.com listing chapters of the organisation statute of the MLC. This information establishes that the MLC was an organised armed group and that the Accused had de facto and de jure authority over it.	This press article is relevant and probative to prove, inter alia, the structure and organisation of the MLC during the period charged.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
64	CAR-OTP-0005-0204	Structures du MLC MLCongo		Open source	Media / press article from www.congoline.com on the organisation and composition of the MLC during the period charged.	This press article is relevant and probative to prove, inter alia, the structure and organisation of the MLC during the period charged.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
65	CAR-OTP-0005-0212	Nouvelles du MLC - du 1er au 18 novembre 2000 MLCongo	1 November 2000	Open source	Media / press article from www.congoline.com containing news and details about the MLC for the period commencing from October until 18 November 2000. It illustrates that the Accused had de facto and de jure authority over the MLC at that time.	This press article is relevant to historical background of the MLC and provides update on its activities in 2000.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
66	CAR-OTP-0008-0409	DR Congo: Congolese Liberation Front unit commander said arrested	10 July 2001	RADIO FRANCE INTERNATIONALE	Media/press article	The document is relevant and probative of, inter alia, the Accused's awareness of the MLC's capacity to commit crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
67	CAR-OTP-0032-0167	Le Phare: Promotions of ALC Officers General to Major	14 July 2002	LE PHARE	Media/press article	The document is relevant and probative as evidence to prove, inter alia, the Accused's authority to promote field grade officers.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
68	CAR-OTP-0013-0161	La population crie de joie et salue les hommes de Bemba Le président Patassé sur RFI	24 February 2003	[REDACTED], Embassy of France, Bangui	Press article from LE CONFIDENT presenting an interview with President Patasse in which he acknowledges having sought the military support of the Accused's MLC troops and that both he and the Accused knew about the crimes committed by MLC during the conflict period.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
<b>CATEGORY 6: AUDIO/VIDEO RECORDINGS</b>							
<b>No.</b>	<b>ERN</b>	<b>Title</b>	<b>Date</b>	<b>Author/ Source</b>	<b>Prosecution Description of Document</b>	<b>Probative Value According to the Prosecution</b>	<b>Position of the Defence</b>
69	CAR-OTP-0005-0159	Jean-Pierre Bemba répond aux questions de Carinne Frenck	13 February 2003	RADIO FRANCE INTERNATIONALE	The audio material contains an interview of the Accused answering to the questions of Carinne Frenck for Radio France Internationale. The Accused states that the troops present in the CAR will start their withdrawal, indicating that there are more than 1500 men with equipment that had to be removed and that the withdrawal will start on the 15th March 2003 and it will be progressive.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response

70	CAR-OTP-0031-0093	CD2	30 October 2002	RADIO FRANCE INTERNATIONALE	The audio material contains five tracks recorded during 30 October to 3 November 2002 for Radio France Internationale.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
71	CAR-OTP-0031-0099	CD4	5 December 2002	RADIO FRANCE INTERNATIONALE	The audio material represents an interview for Radio France International transmitted on 5 December 2002. During the interview five witnesses spoke with the journalist about the actions of the Accused's troops in CAR	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
72	CAR-OTP-0031-0104	CD6	8 December 2002	RADIO FRANCE INTERNATIONALE	Audio material contains five tracks of interview for Radio France International. The nearly one hour interview provides an update about the situation in CAR.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
73	CAR-OTP-0031-0106	CD7	14 December 2002	RADIO FRANCE INTERNATIONALE	The audio material contains 4 tracks transmitted between 14 - 25 December 2002.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
74	CAR-OTP-0031-0116	CD12	13 February 2003	RADIO FRANCE INTERNATIONALE	The audio material contains 2 tracks of interviews transmitted on 13 February 2003 from Maison de la Radio (Paris). The main focus of the interview is the withdrawal of the Accused's troops to start on 15 February 2003 and the atrocities they have committed.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response

75	CAR-OTP-0031-0120	CD14	18 February 2003	RADIO FRANCE INTERNATIONALE	The audio material contains 2 tracks of interviews transmitted on 18 February 2003 from Maison de la Radio (Paris). The interview brings to light the atrocities committed by MLC between 14-15 February while pulling back from the town of Sibut and Bozoum.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
76	CAR-OTP-0031-0122	CD15	18 February 2003	RADIO FRANCE INTERNATIONALE	The audio material contains 2 tracks of interviews transmitted on 18 and 19 February 2003 by RFI from Maison de la Radio (Paris). The main subject of the interview is the beginning of the trial of 27 militants by the military court created by the Accused in Gbadolite. The trial concerned atrocities committed in Ituri in the north-eastern part of DRC.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
77	CAR-OTP-0031-0124	CD16	19 February 2003	RADIO FRANCE INTERNATIONALE	The audio material contains 2 tracks of interviews transmitted on 19 February 2003 from Maison de la Radio (Paris). The interview refers to the trial started in Gbadolite as being a mockery of justice.	The document is relevant and probative as evidence to prove, inter alia, crimes perpetrated by the MLC against the CAR civilian population, the Accused's authority and control of the MLC, and the Accused's knowledge of the crimes.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
78	CAR-OTP-0031-0136	CD20	14 March 2003	RADIO FRANCE INTERNATIONALE	The audio material contains three tracks referring to the rebellions in Bangui while Patasse was in Cameroon and Bozize's forces tried to overthrow his government.	The interview is relevant to the situation in the CAR at times material to the charges. The broadcasting took place on 14/03/2003. It refers to the background to the conflict.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
<b>CATEGORY 7: OTHER DOCUMENTS</b>							
No.	ERN	Title	Date	Author/ Source	Prosecution Description of Document	Probative Value According to the Prosecution	Position of the Defence
79	CAR-OTP-0001-0139 to CAR-OTP-0002-0137	MEMOIRE	21 June 2005	GOUNGAYE WANFIYO Nganatouwa, Bangui, CAR	Report from GOUNGAYE WANFIYO, Nganatouwa to the ICC Prosecutor about the origin of the conflict in the CAR, containing facts, statistics and information about victims; also emphasizing the criminal responsibility of Patasse, the Accused, and Miskine. The report supports the referral of the situation in the CAR to the ICC by the CAR government. The referral contains the dossier related to the Bangui Court proceedings regarding crimes committed in the 2002/2003 conflict.	This document is a <i>mémoire</i> submitted by the Central African State through its legal counsel, Maître GOUNGAYE, in support of the referral dated 22 December 2004 of the situation in the Central African Republic to the International Criminal Court. It was submitted in accordance with Articles 13 and 14 of the Rome Statute and concerns the 2002-2003 conflict in CAR. The purpose of this <i>mémoire</i> is to elaborate on the facts and elements supporting the referral, by <i>inter alia</i> providing information on the historical and geographical background of the country, setting out relevant facts related to the case and analysing the respective criminal responsibility of the targets referred to in the referral. The document also makes reference to the dossiers related to the Bangui Court proceedings regarding the crimes committed during the 2002-2003. It is relevant and probative of the issues being heard by the Chamber.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and also on the basis that such untested facts should not be part of the case file considered by the Chamber without the author having been called to testify as to the truth of its contents, or the proper procedure for the statements of deceased witnesses having been complied with. The Defence also objects on the basis that the sources of information are not identified in sufficient detail, nor is there any detail given about the methodology used to compile and analyse the information received. The partiality of the author is also in question, given his direct employment by the Central African state, a party to the conflict in question, and which has a direct interest in the proceedings.

80	CAR-OTP-0004-0977	Country Reports on Human Practices - 2002	31 March 2003	Open source	Report from the US Department of State, Bureau of Democracy, Human Rights, and Labor on the situation in the CAR, civil liberties, human rights and reports on the war crimes and their context.	This report was issued by the Bureau of Democracy, Human Rights and Labor of the United States Department of State. It deals with the human rights situation in the Central African Republic during the 2002-2003 conflict and reports on the various serious crimes committed over there during the period relevant to the charges. It contains the heading of the US Department of State and is dated 31 March 2003, thus, contemporaneous with the events forming the basis of the Prosecution's case. It is relevant and probative of the issues in the case.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and notes in particular the political nature of country reports, and the criticism of such reports given that they often contain "serious omissions and distortions" that appear to "reflect political pressure".
81	CAR-OTP-0005-0231	Republique democratique du Congo: les zones de rebellion	18 October 2002	Open source	Report from CRR-Centre d'information geopolitique about the conflict in CAR, containing a geographical study, a chronology of major events, detailed information about the MLC, RCD-Goma, RCD-M/L and the RCD-N.	The document is a geopolitical study by CRR-Centre d'information geopolitique of the zones controlled by different rebel groups including the MLC. Publicly available and dated 18 October 2002, it was created contemporaneously with the events it records. The document is an overview of the various rebel groups and their positions in the DRC, including the MLC. It is relevant and probative to the background of the MLC and its leadership structure in 2002, a period relevant to the charges.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and given that it was published in 18 October 2002 before the relevant conflict in the CAR commenced. Moreover, there is no author, the sources listed are internet websites and other reports, and as such all the information relied upon is at least second hand and untested, and there is no explanation of the methodology used to compile and analyze the information relied upon. The partiality of this organisation is unknown.
82	CAR-OTP-0006-0424	Special Report - Elections in the DRC - The Bemba surprise	1 February 2008	CARAYANNIS Tatiana, Conflict Prevention and Peace Forum	Report from United States Institute of Peace with titles such as the Rebellion (1998-2003), Raising an Army, An Army of Liberation, the Front de Liberation du Congo Experiment, Bemba and the ICC, the Political Party (2003-06), the Political Program, the Bemba surprise.	This report was issued by the United States Institute of Peace in February 2008. This report, publicly available, examines the 2006 election results and the state of democracy in the Democratic Republic of Congo (DRC), by tracing the history of the MLC and its transition from rebel movement to political party. The analysis is based on extensive fieldwork in the region and interviews with MLC members and DRC observers. The source, Tatiana CARAYANNIS, is Associate Director at the Social Science Research Council's conflict Prevention and Peace Forum in New York. She has written extensively on non state armed actors and has followed the MLC since its creation in 1998. The document is reliable and provides relevant and probative background on the formation and rise of the MLC.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and its irrelevance to the charges contained in the Revised Second Amended DCC.
83	CAR-OTP-0009-0014	Background Note: Central African Republic	1 March 2008	Open source	Report from www.state.gov showing details about the CAR.	This report was issued by the Bureau of African Affairs of the United States Department of State, in March 2008. It provides background information on the Central African Republic, including information on the 2002-2003 conflict. The document contains the heading of the US Department of state and is publicly available. It is relevant and probative and provides detailed background information on the CAR and the conflict in 2002-2003.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, particularly because the author(s) are unknown, no sources are revealed, the political nature of US State Department publications, the irrelevance of the document to the allegations contained in the Revised Second Amended DCC.
84	CAR-OTP-0011-0002	BIOGRAPHIES DES ACTEURS DE LA TRANSITION	29 April 2008	Open source	Report containing the biographies of important actors in the history of DRC, including the biography of the Accused.	This report is the result of a collective research study carried out by the <i>Centre d'Etudes Politiques</i> (CEP) of Kinshasa, the <i>Centre d'Etudes de Recherches Documentaires sur l'Afrique Centrale</i> (CERDAC) and the <i>Musée Royale de l'Afrique Centrale</i> (MRAC) from June 2003 to June 2006. This is a biographical dictionary, which provides an overview of the political Congolese class, including a detailed biography of the Accused, including his leadership of the MLC. This document is based on previous published biographical works as well as on interviews of relevant witnesses.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that the author(s)' identity and sources are not provided in sufficient detail, and the document is irrelevant to the charges contained in the Revised Second Amended DCC

85	CAR-OTP-0019-0588; ERNs of victims' statements: CAR-OTP-0019-0385 to CAR-OTP-0019-0586	SYNTHESE DES FICHES D'IDENTIFICATION DES VICTIMES DE VIOLENCES SEXUELLES AU COURS DES EVENEMENTS DU 25 AU 31 OCTOBRE 2002		[REDACTED], Minister of Family, Social Affairs and National Solidarity, CAR	Document from the <i>Comite national de lutte contre les pratiques nefastes et les violences a l'egard des femmes et des filles</i> listing the names of victims of sexual violence during the events from 25 to 31 Oct. 2002. This document is the result of the numerous interviews conducted by the CAR authorities with the victims referred to in the list. The ERN of the victims statements are listed in the first column.	This document emanating from the Central African authorities contains the official stamp and heading of the Central African Social Services Ministry. This document lists the names of Central African victims of sexual violence by the MLC as well as the circumstances of the crimes they suffered. The list was created contemporaneously with the events it records, following interviews conducted with the victims referred to in the list and in accordance with Central African law. It is relevant and probative and provides a background on the MLC's widespread and systematic commission of crimes against the CAR civilian population.	The Defence objects to the admission of this document for the reasons as set out in the body of the response. Had the Prosecution wished to tender statements from these alleged victims, they should have been called to give evidence in accordance with the principle of the primacy of orality, or these statements should have been sought to be introduced through Rule 68, the conditions of which they do not meet.
86	CAR-OTP-0019-0594	LES ASPECTS MEDICAUX DES VIOLENCES CONSECUTIVES AUX TROUBLES SOCIO-POLITIQUES SURVENUS EN RCA EN 2002-2003	21 October 2003	CONJUGO-LAKOSSO, Peggy Raymonde, Dr.	Doctoral thesis from LAKOSSO Raymonde, dated 21 October 2003 about the scope of the violence perpetrated against the Central African civilians during the armed conflict between 2002 and 2003.	The purpose of this study is to evaluate the scope of the violence perpetrated against the CAR civilians during the armed conflict from 2002 to 2003 and the consequences of these crimes on the Central African population. This is the result of a thorough investigation conducted with the cooperation of the victims who were interviewed, and the collaboration of a humanitarian assistance team. This thesis was drafted contemporaneously with the events it reports.	The Defence objects to the admission of this document for the reasons as set out in the body of the response. Had the Prosecution wished to introduce the results of this person's research, it should have properly sought authorisation to present her as an expert witness. An unpublished doctoral thesis (with no indication if it was even accepted by the examiners) does not have sufficient probative value to warrant its admission. The victims interviewed in this study are anonymous, and as such the information they provided has no means of independent verification.
87	CAR-OTP-0030-0002	PROJET CAF/02/004 ASSISTANCE HUMANITAIRE AUX FEMMES ET FILLES VICTIMES DE VIOLS ET DE VIOLENCES INHERENTS AUX CONFLITS ARMES DU 25 OCTOBRE 2002	1 January 2004	GOVERNMENT OF CAR, Ministry of Justice	Activities report from the CAR Social Services Ministry compiling the results of the humanitarian assistance project for women and girl victims of the sexual violence during the 2002-2003 conflict in CAR.	This document is the result of a project implemented by the United Nations system with the collaboration of various UN organizations such as the UNDP and UNICEF, and in conjunction with the Central African authorities. The purpose of the project was to identify victims of rape and other forms sexual violence during the 2002-2003 conflict in CAR, in order to provide them with medical, psychological and social assistance. It comprises of interviews of victims who had first hand experience. It is relevant and probative to the charges.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, on the basis that the author(s) and sources of information are not identified, and it was produced under the auspices of a party to the relevant conflict.
88	CAR-OTP-0045-0002	Bangui Airport Flightlogs	3 August 2002	[REDACTED]	Bangui Airport logbooks dated 03-AUG-2002 recording arrivals and departures of registered aircrafts to and from Bangui Airport covering the period from 3-Aug-2002 until 27-Mar-2003.	These logbooks show the different arrivals and departures of various aircrafts including those of the MLC, to and from Bangui airport during the period relevant to the charges. This document was provided by a representative of the <i>Agence pour la Sécurité de la Navigation aérienne en Afrique et à Madagascar</i> . It was created contemporaneously with the events it records, during the normal course of business.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that the Prosecution has provided no information concerning the provenance of these documents or to support their authentication.
89	CAR-OTP-0045-0228	Bangui Airport Flightlogs	2 January 2002	[REDACTED]	Bangui Airport logbooks dated 2 January 2002 recording arrivals and departures of registered aircrafts to and from Bangui Airport covering the period from 2-Jan-2002 until 12-May-2003	These logbooks show the different arrivals and departures of various aircrafts including those of the MLC, to and from Bangui airport during the period relevant to the charges. This document was provided by a representative of the <i>Agence pour la Sécurité de la Navigation aérienne en Afrique et à Madagascar</i> . It was created contemporaneously with the events it records, during the normal course of business.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that the Prosecution has provided no information concerning the provenance of these documents or to support their authentication.
90	CAR-OTP-0046-0198	MLC Photograph		[REDACTED]	Photograph of MLC in Sibut	This photograph is relevant and probative to prove, inter alia, the authority and control of the Accused over the MLC in CAR	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that without having been introduced through the relevant witness, they photos have no context, cannot be authenticated, nor can the Chamber or the Defence know who is even in them.

91	CAR-OTP-0046-0203	MLC Photograph		[REDACTED]	Photograph of MLC in Sibut	This photograph is relevant and probative to prove, inter alia, the authority and control of the Accused over the MLC in CAR	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that without having been introduced through the relevant witness, they photos have no context, cannot be authenticated, nor can the Chamber or the Defence know who is even in them.
92	CAR-OTP-0046-0215	MLC Photograph		[REDACTED]	Photograph of MLC in Sibut	This photograph is relevant and probative to prove, inter alia, the authority and control of the Accused over the MLC in CAR	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that without having been introduced through the relevant witness, they photos have no context, cannot be authenticated, nor can the Chamber or the Defence know who is even in them.
93	CAR-OTP-0046-0217	MLC Photograph		[REDACTED]	Photograph of MLC in Sibut	This photograph is relevant and probative to prove, inter alia, the authority and control of the Accused over the MLC in CAR	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that without having been introduced through the relevant witness, they photos have no context, cannot be authenticated, nor can the Chamber or the Defence know who is even in them.
94	CAR-OTP-0048-0492_R01	Medical and Forensic Records and Reports	27 August 2009	[REDACTED] of Direction de la Police Judiciaire	Expert Report	The document is relevant and probative as evidence to prove, inter alia, the elements of murder under Articles 7(1)(a) and 8(2)(c)(i) of the Rome Statute.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
95	CAR-OTP-0051-0263_R02	Medical and Forensic Records and Reports	22 October 2009	[REDACTED]	Forensic report Exhumation & Autopsy Zilo Christian Sylvestre	The document is relevant and probative as evidence to prove, inter alia, the elements of murder under Articles 7(1)(a) and 8(2)(c)(i) of the Rome Statute.	The Defence objects to the admission of this document for the reasons as set out in the body of the response
96	CAR-OTP-0048-0431	Medical and Forensic Records and Reports	27 August 2009	[REDACTED] of Laboratoire de police scientifique de Paris	Expert Report	The document is relevant and probative as evidence to prove, inter alia, the elements of murder under Articles 7(1)(a) and 8(2)(c)(i) of the Rome Statute.	The Defence objects to the admission of this document for the reasons as set out in the body of the response

97	CAR-OTP-0055-0893	Directory Number: 1650260055		[REDACTED]	Record of the Accused's phone calls during the period February-July 2003. The list shows the date(s) of the calls, the start time, the number called, the duration and the cost in US Dollars.	This document emanating from THURAYA satellite communication company was provided by Ronald De Smet (Witness 161), former commercial partner of the Accused, whose statements have been disclosed to the Defence on 30 November 2009. The Accused 's own phone line at the time relevant to the charges ( line 88216 5026 0055 ) was registered in Witness 161's name who could request from THURAYA's company the present report of calls performed during the period from February to July 2003. This record of the Accused's phone calls includes information pertaining to the Accused's knowledge and command responsibility as it shows his constant contact with MLC commanders in the field during the period charged.	The Defence objects to the admission of this document for the reasons as set out in the body of the response, and on the basis that these documents should have properly been introduced through the listed witness, and in failing to call this witness, the Prosecution has consequently provided no information concerning their provenance or authentication. The alleged records also fall predominantly outside the time relevant to the events.
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