



Original: **English**

No.: **ICC-02/04-01/05**

Date: **27 January 2025**

PRE-TRIAL CHAMBER III

Before: Judge Althea Violet Alexis-Windsor, Presiding Judge
Judge Iulia Antoanella Motoc
Judge Haykel Ben Mahfoudh

**SITUATION IN UGANDA
IN THE CASE OF *THE PROSECUTOR v. JOSEPH KONY***

**Public
with Confidential Annexes A - C**

Prosecution's First Communication of the Disclosure of Evidence

Source: 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

☒ Counsel for the Defence

☒ Legal Representatives of the Victims

☐ Legal Representatives of the Applicants

☐ Unrepresented Victims

☐ Unrepresented Applicants
(Participation/Reparation)

☒ The Office of Public Counsel for Victims

☐ The Office of Public Counsel for the Defence

☐ States' Representatives

☐ Amicus Curiae

REGISTRY

Registrar

M. Zavala Giler, Osvaldo

☐ Counsel Support Section

☐ Victims and Witnesses Unit

☐ Detention Section

☒ Victims Participation and
Reparations Section

☐ Other

I. NOTIFICATION

1. The Prosecution submits this communication regarding the disclosure of evidence to the Defence, in compliance with Pre-Trial Chamber III's orders¹ and pursuant to articles 61(3)(b) and 67(1)(a) and (b) of the Statute, and rules 76(3) and 77 of the Rules of Procedure and Evidence.

II. CONFIDENTIALITY

2. The Annexes, appended to this filing, are classified as "Confidential" as they refer to evidence disclosed *inter partes* that should not be released to the public.

III. DISCLOSURE OF EVIDENCE

3. On 27 January 2025, the Prosecution disclosed to the Defence 570 items.

4. The items are organised under the following disclosures:

- a. Pre-Confirmation Contextual Elements War Crimes INCRIM package 001, containing 30 items, listed in Confidential Annex A;
- b. Pre-Confirmation Contextual Elements War Crimes Rule 77 package 001, containing 527 items, listed in Confidential Annex B; and
- c. Pre-Confirmation Contextual Elements War Crimes PEXO package 001, containing 13 items, listed in Confidential Annex C.

¹ ICC-02/04-01/05-537; ICC-02/04-01/05-548.

5. As indicated in the disclosure titles, these items comprise the evidence pertaining primarily to the contextual elements of article 8 of the Rome Statute.

A handwritten signature in blue ink, consisting of a stylized 'K' followed by a horizontal line and a dot.

Karim A. A. Khan KC, Prosecutor

Dated this 27th day of January 2025

At The Hague, The Netherlands