

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: **ICC-01/21-01/25**

Date: **30 April 2025**

PRE-TRIAL CHAMBER I

Before: Judge Iulia Antoanella Motoc, Presiding Judge
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge María del Socorro Flores Liera

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

IN THE CASE OF *THE PROSECUTOR* v. *RODRIGO ROA DUTERTE*

Public

Prosecution's Observations on the Categorisation of Disclosure Themes

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

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M. Osvaldo Zavala Giler

☒ Victims and Witnesses Unit

☐ Detention Section

☒ Victims Participation and Reparations
Section

☐ Other

I. INTRODUCTION

1. The Prosecution hereby provides Pre-Trial Chamber I (the “Chamber”) with its observations on the categorisation of the themes for disclosure, as set out in the Order on the conduct of confirmation proceedings (the “Order”).¹

II. PROSECUTION’S SUBMISSIONS

2. The Prosecution will implement thematic disclosure in accordance with paragraph 15 of the Order. In addition, the Prosecution submits the following two observations.

3. *First*, in accordance with paragraph 16 of the Order, the Prosecution will not disclose any evidentiary material labelled as ‘miscellaneous’. It may, however, be necessary for the Prosecution to disclose evidentiary material that does not otherwise fall under one of the themes set out in paragraph 15 of the Order. In this circumstance, the Prosecution intends to effect disclosure by way of a package, clearly labelled with an *ad hoc* theme, and accompanied by a filing indicating the relevance of the material.

4. *Second*, the Prosecution will ensure that each disclosure package is accompanied by a filing notifying the Chamber. The Prosecution may effect more than one themed disclosure package on the same day. In the interests of efficiency, unless otherwise instructed by the Chamber, when multiple packages are disclosed concurrently, the Prosecution intends to notify the Chamber via a single filing. This filing will set out each separate disclosure package and its particular theme, with separate annexes enumerating the items disclosed under each package.

III. REQUESTED RELIEF

5. The Prosecution respectfully submits these observations for consideration.



Karim A. A. Khan KC, Prosecutor

Dated this 30th day of April 2025

At The Hague, the Netherlands

¹ Order on the conduct of confirmation proceedings, ICC-01/21-01/25-114.