

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

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

Date: **20 May 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
with Confidential Annex A**

**Corrected version of “Prosecution’s Fourth Communication of the Disclosure of
Evidence” 16 May 2025, ICC-01/21-01/25-136**

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

☐ **Counsel Support Section**

M. Osvaldo Zavala Giler

☒ **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 I's (the "Chamber") order¹ 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 Annex to this filing, is classified as "Confidential", as it refers to confidential evidence disclosed *inter partes*.

III. DISCLOSURE OF EVIDENCE

3. On 9 May 2025, as set out in the Prosecution's regulation 35 application filed on the same day,² the Prosecution disclosed to the Defence four items, under an *ad hoc* thematic category:

- a) Pre-Confirmation INCRIM package 007: Arrest Warrant Materials of Delayed Disclosure Witnesses (items listed in Confidential Annex A).



Mame Mandiaye Niang, Deputy Prosecutor

Dated this 20th day of May 2025

At The Hague, the Netherlands

¹ Order on the conduct of the confirmation proceedings, ICC/01-21-01/25-114, para 16.

² Public Redacted Version of "Prosecution's application under regulation 35 to extend the deadlines for the disclosure of [REDACTED] witnesses and the deadline for any applications pursuant to rule 81(4)", 9 May 2025, ICC-01/21-01/25-129-Conf, 9 May 2025, ICC-01/21-01/25-129-Conf, para. 9.