

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

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

Date: **4 July 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 Annexes A, B, C, D, E, F, G, H, I and J
Prosecution's Twelfth 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

☐ **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 Annexes to this filing are classified as "Confidential" as they refer to confidential evidence disclosed *inter partes*.

III. DISCLOSURE OF EVIDENCE

3. On 1 July 2025, the Prosecution disclosed to the Defence 1,253 items, organised under the following thematic categories:

- a) Pre-Confirmation INCRIM package 030 1 July 2025: Crimes Against Humanity – Contextual Elements (327 item listed in Confidential Annex A);
- b) Pre-Confirmation INCRIM package 032 1 July 2025: Crimes Against Humanity – Murder – Davao Death Squad, Mayoral Period (23 items listed in Confidential Annex B);
- c) Pre-Confirmation INCRIM package 033 1 July 2025: Crimes Against Humanity – Murder – *Barangay* Clearance Operations, Presidential Period (195 items listed in Confidential Annex C);
- d) Pre-Confirmation INCRIM package 034 1 July 2025: Crimes Against Humanity – Murder – High-Value Target, Presidential Period (123 items listed in Confidential Annex D);
- e) Pre-Confirmation INCRIM package 035 1 July 2025: Crimes Against Humanity – Modes of Liability (305 items listed in Confidential Annex E);
- f) Pre-Confirmation INCRIM package 036 1 July 2025: Crimes Against Humanity – Contextual Elements (58 items listed in Confidential Annex F);

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

- g) Pre-Confirmation INCRIM package 037 1 July 2025: Crimes Against Humanity – Modes of Liability (24 items listed in Confidential Annex G);
- h) Pre-Confirmation INCRIM package 038 1 July 2025: Crimes Against Humanity – All Themes (30 items listed in Confidential Annex H);
- i) Pre-Confirmation PEXO package 005 1 July 2025: Information that suggests a line of defence (5 items listed in Confidential Annex I); and
- j) Pre-Confirmation Rule 77 package 011 1 July 2025: Contextual Elements – Background information – Material for the preparation of the Defence (163 items listed in Confidential Annex J).

A handwritten signature in black ink, appearing to read 'Mame Mandiaye Niang', written over a horizontal line.

Mame Mandiaye Niang, Deputy Prosecutor

Dated this 4th day of July 2025

At The Hague, the Netherlands