

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: **ICC-01/21-01/25**
Date: **29 June 2026**

TRIAL CHAMBER III

Before: Judge Joanna Korner, Presiding Judge
Judge Keebong Paek
Judge Nicolas Guillou

SITUATION IN THE REPUBLIC OF THE PHILIPPINES

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

**Public
with Confidential Annexes A and B**

**Prosecution's Submission of the Provisional List of Witnesses
and the Provisional List 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**

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M. Osvaldo Zavala Giler

☐ **Victims and Witnesses Unit**

☐ **Detention Section**

☐ **Victims Participation and Reparations
Section**

☐ **Other**

I. INTRODUCTION

1. Pursuant to the Chamber's order,¹ the Prosecution hereby submits its Provisional List of Witnesses, appended as Annex A, and its Provisional List of Evidence, appended as Annex B.

II. CONFIDENTIALITY

2. Pursuant to regulation 23bis(1) of the Regulations of the Court, Annexes A and B are filed as confidential as both include sensitive witness information.

III. SUBMISSIONS

3. With respect to the Provisional List of Witnesses, the Prosecution has provided the pseudonym for each witness. The Prosecution notes that the number of witnesses is likely to increase from the Provisional List of Witnesses in light of the Prosecution's ongoing investigations.² In accordance with the Directions on the Conduct of Proceedings, the Prosecution will provide the factors listed by the Chamber in its Final List of Witnesses on 31 August 2026.³ This will include, *inter alia*, whether the Prosecution intends to call the witness pursuant to rule 68 of the Rules of Procedure and Evidence,⁴ as well as a summary of the witness' testimony.⁵



Mame Mandiaye Niang, Deputy Prosecutor

Dated this 29th day of June 2026

At The Hague, the Netherlands

¹ Transcript of hearing on 27 May 2026, ICC-01/21-01/25-T-009-Red-ENG, p. 47, lines 7-8.

² Confidential *ex parte* only available to the Prosecution, Prosecution's submissions pursuant to the "Order scheduling first status conference", 15 May 2026, ICC-01/21-01/25-440-Conf-Exp (confidential redacted version, ICC-01/21-01/25-440-Conf-Red and public redacted version, [ICC-01/21-01/25-440-Red](#) filed on the same date), para. 6.

³ Directions on the Conduct of Proceedings, 19 June 2026, ICC-01/21-01/25-471 (the "[Directions on Conduct of Proceedings](#)"), paras 13-15.

⁴ [Directions on Conduct of Proceedings](#), para. 58.

⁵ The Prosecution also notes the Chamber's instruction regarding breakdowns of witness testimony, and intends to provide the breakdown for each witness no later than one week in advance of their scheduled testimony. See [Directions on Conduct of Proceedings](#), footnote 39.