

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-01/04-01/06
Date: 18 February 2008

TRIAL CHAMBER I

Before: Judge Adrian Fulford, Presiding Judge
Judge Elizabeth Odio Benito
Judge René Blattmann

Registrar: Mr Bruno Cathala

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR *v.* THOMAS LUBANGA DYILO**

Public

with confidential Prosecution and Defence only annex

**Prosecution's communication of original versions of incriminatory evidence
disclosed to the Defence on 15 February 2008**

The Office of the Prosecutor

Mr Luis Moreno-Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Ekkehard Withopf, Senior Trial Lawyer

Counsel for the Defence

Ms Catherine Mabilie
Mr Jean-Marie Biju-Duval

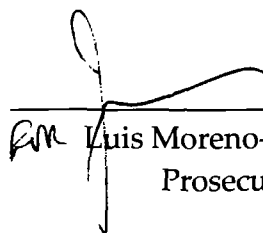
Legal Representatives of Victims

a/0001/06 to a/0003/06 and a/0105/06

Mr Luc Walley
Mr Franck Mulenda
Ms Carine Bapita Buyangandu

Submission of originals of incriminatory evidence

1. The Prosecution informs the Trial Chamber that it disclosed to the Defence 16 items as incriminating evidence on 15 February 2008. These items are listed in the annexed "List of disclosed materials".¹
2. The Prosecution herewith submits original versions of 15 items.
3. The Prosecution draws the attention of the Trial Chamber to the fact that one item² has been disclosed to the Defence in redacted form on 15 January 2008. The redactions have been authorized by the Trial Chamber in its Decision of 15 February 2008, pending a hearing on the issue.³ In light of the fact that the material contains redactions,⁴ the original thereof has not been filed with the Registry.


 Luis Moreno-Ocampo
 Prosecutor

Dated this 18th day of February 2008
 At The Hague, The Netherlands

¹ The List of disclosed materials is the Confidential Prosecution and Defence Only – Annex.

² It concerns the document: DRC-OTP-0126-0189.

³ "Order on Prosecution's application for redactions pursuant to Rule 81(2) filed on 14 February 2008", ICC-01/04-01/06-1172.

⁴ Reference is made to the "Prosecution's communication of originals of incriminatory evidence disclosed to the Defence pursuant to the order of the Trial Chamber of 9 November 2007", ICC-01/04-01/06-1054, para 9.