

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/07

Date: 21 April 2008

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Single Judge

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
*v. GERMAIN KATANGA AND MATHIEU NGUDJOLO CHUI***

**Public Document
with Confidential Annexes A and B**

**Prosecution's Communication of Incriminatory Evidence Disclosed to the Defence
on 21 April 2008**

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 of Germain Katanga

Mr David Hooper

Mr Göran Sluiter

Counsel for the Defence of Germain Katanga

Mr Jean-Pierre Kilenda Kakengi Basila

Ms Maryse Alié

Legal Representatives of Victims

Mr Joseph Keta

Ms Carine Bapita Buyagandu

Legal Representatives of Applicants

Unrepresented Victims

Unrepresented Applicants for Participation/Reparation

The Office of Public Counsel for Victims

The Office of Public Counsel for the Defence

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

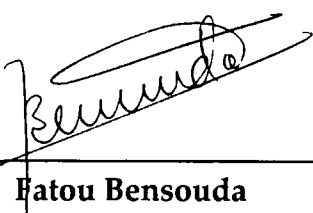
Victims Participation and Reparations Section

Other

The Office of the Prosecutor ("Prosecution") herewith notifies the Single Judge that on 21 April 2008 it disclosed to the Defence teams of Germain KATANGA and Mathieu NGUDJOLO CHUI one hundred and thirty-six documents as incriminatory evidence pursuant to Article 61(3)(b) of the Statute and in compliance with the terms of and with the redactions authorised in the Fifth Decision on the Prosecution Request for Authorisation to Redact Statements, Investigators' Notes, Written Consents and documents relating to Witnesses 157, 161, 268, 279, 280 and 311¹ ("Fifth Decision on Redactions") and the Sixth Decision on the Prosecution Request for Authorisation to Redact the Interview Transcripts of Witness 238² ("Sixth Decision on Redactions").

Request for Confidentiality

Annexes A³ and B⁴ appended to this communication contain the "List of Disclosed Material" provided to each Defence team. The Prosecution requests that these annexes be received by the Single Judge as "Confidential" since they relate to *inter partes* disclosure.



Fatou Bensouda
Deputy Prosecutor
on behalf of
Luis Moreno-Ocampo
Prosecutor

Dated this 21st day of April 2008

At The Hague, The Netherlands

¹ ICC-01/04-01/07-405-Conf-Exp.

² ICC-01/04-01/07-414-Conf.

³ List of Disclosed Material provided to the Defence of Germain Katanga.

⁴ List of Disclosed Material provided to the Defence of Mathieu Ngudjolo Chui.