

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/06

Date: 17 July 2009

TRIAL CHAMBER I

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

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

Public Document

**Submission by the Registry of the EVD numbers assigned to the material from the
“bar table” having satisfied the test for admissibility**

Source: The Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Mr Luis Moreno Ocampo

Ms Fatou Bensouda

Counsel for the Defence

Ms Catherine Mabilie

Mr Jean-Marie Biju Duval

Legal Representatives of Victims

Mr Luc Walley

Mr Franck Mulenda

Ms Carine Bapita Buyangandu

Mr Joseph Keta Orwinyo

Mr Jean Louis Gilissen

Mr Jean Chrysostome Mulamba

Nsokoloni

Mr Paul Kabongo Tshibangu

Mr Hervé Diakiese

Unrepresented Victims

Legal Representatives of Applicants

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Deputy Registrar

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

The Registrar of the International Criminal Court (the “Court”);

NOTING the “Prosecution’s Application for Admission of Documents from the Bar Table Pursuant to Article 64(9)” (the “Application”) filed on 17 February 2009¹;

NOTING the “Decision on the admission of material from the “bar table”” (the “Decision”) issued by Trial Chamber I (the “Chamber”) on 24 June 2009²;

NOTING article 64(10) of the Rome Statute, rule 15 and rule 137 of the rules of procedure of evidence, regulation 28 and regulation 53 of the Regulations of the Registry;

CONSIDERING that in its Application the Prosecution sought the admission of various documents into evidence “from the bar table” instead of introducing them *via a witness* as a part of their testimony;

CONSIDERING that the Chamber listed in a table annexed to its Decision the material which satisfied the test for admissibility;

CONSIDERING that during the hearing held on 13 July 2009 the Presiding Judge ordered that the documents from the bar table which do not already have an EVD number either from the pre-trial stage or from the Trial, be assigned such a number³;

¹ ICC-01/04-01/06-1703

² ICC-01/04-01/06-1981

³ ICC-01/04-01/06-T-208-ENG ET; page 55 from line 6 to line 22

CONSIDERING that fifty-one out of the eighty-five documents listed in the annex to the Decision were already assigned an EVD number at the pre-trial stage;

CONSIDERING that five of these eighty-five documents were presented in the course of the hearings held during the trial phase and assigned an EVD number at that stage;

CONSIDERING that subsequently the Registry assigned new EVD numbers as ordered to the remaining twenty-nine documents;

SUBMITS as annex 1 to the present document a table recapitulating the ERN numbers as mentioned in the annex to the Decision (first column) and their corresponding EVD numbers (assigned either at the pre-trial stage of the proceedings, during the hearing held at the trial stage or pursuant to the Decision).



Marc Dubuisson, Director of the Direction of the Court Services
on behalf of
Silvana Arbia, Registrar

Dated this 17 July 2009

At the Hague, The Netherlands