



Original: **English**

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

Date: **9 June 2010**

TRIAL CHAMBER I

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

**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 A**

**Prosecution's Submission of its "Updated Schedule on the Contacts Between
Witnesses" pursuant to Trial Chamber's Order of 12 May 2010**

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

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Mr Jean-Marie Biju-Duval

Legal Representatives of Victims

Legal Representatives of Applicants

Mr Luc Walley

Mr Franck Mulenda

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Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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Defence Support Section

Ms Silvana Arbia

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. The Prosecution herewith submits in appended Confidential Annex A an Updated Schedule on the Contacts Between Witnesses (“Updated Schedule”). This Updated Schedule is submitted in compliance with the “Decision on Intermediaries” (“Decision”) issued by Trial Chamber I on 12 May 2010¹. It contains the additional disclosable information on the known contacts among the witnesses whose evidence falls within Article 67(2) of the Rome Statute and Rule 77 of the Rules of Procedure and Evidence.
2. The Updated Schedule consolidates the schedule previously submitted by the Prosecution on 7 June 2010 on the known contacts among intermediaries, between the intermediaries and witnesses, and/or between trial witnesses themselves.² It maintains the structure of the previous schedule³.
3. Pursuant to the Decision,⁴ the Prosecution requests that Annex A be received by the Chamber as Confidential- only available to the Office of the Prosecutor and the Defence, since it contains confidential information not accessible to the public.



Luis Moreno-Ocampo

Prosecutor

Dated this 9th day of June 2010
At The Hague, The Netherlands

¹ ICC-01/04-01/06-2434-Conf-Exp, para. (v). On 4 June 2010, the Trial Chamber granted the Prosecution an extension of the deadline for the disclosure of the outstanding disclosable information on the known contacts among Article 67(2) and Rule 77 witnesses.

² See ICC-01/04-01/06-2466, Annex B

³ The schedule indicates (i) the circumstances under which the intermediaries and the witnesses, and/or the trial witnesses, met; and (ii) the location and the date where these meetings took place. In addition, there are two entries related to contacts between trial witnesses and Rule 77 and Article 67(2) witnesses that were not contained the previous chart submitted on 7 June 2010, ICC-01/04-01/06-2466 + Conf-Anx_A and B (entries 6 and 15).

⁴ ICC-01/04-01/06-2434-Conf-Exp, para. 150 (v).