



Original: **English**

No.: **ICC-02/05-03/09**

Date: **27 July 2010**

PRE-TRIAL CHAMBER I

Before: Judge Cuno Tarfusser, Single Judge

SITUATION IN THE DARFUR, SUDAN

IN THE CASE OF THE PROSECUTOR

V.

ABDALLAH BANDA ABAKAER NOURAIN

AND

SALEH MOHAMMED JERBO JAMUS

Public Document

**Public Note on the Prosecution's Application for Redactions
Pursuant to Rules 81(2) and 81(4) of the Rules of Procedure and Evidence, Filed on 20
July 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

Karim A.A. Khan

Legal Representatives of Victims

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

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Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Maria Luisa Martinod-Jacome

Detention Section

**Victims Participation and Reparations
Section**

Other

1. On 20 July 2010, in compliance with the Pre-Trial Chamber I's "Decision on issues relating to disclosure"¹ of 29 June 2010, and further to the Prosecution's submissions at the Status Conference of 13 July 2010², the Prosecution submitted an *ex parte* application for redactions pursuant to Rules 81(2) and 81(4).³ The Prosecution files this public note regarding the *ex parte* filing.
2. In the filing, the Prosecution proposed redactions to the following five statements (including one interview transcript), and their related annexes, which the Prosecution intends to rely on at the confirmation hearing:
 - i. Witness DAR-OTP-WWWW-0315 (Second Statement ERN: DAR-OTP-0174-0334);
 - ii. Witness DAR-OTP-WWWW-0355 (Second Statement ERN: DAR-OTP-0174-0306);
 - iii. Witness DAR-OTP-WWWW-0446 (Second Statement: ERN: DAR-OTP-0176-0018);
 - iv. Witness DAR-OTP-WWWW-0439 (ERN: DAR-OTP-0175-0002);
 - v. Witness DAR-OTP-WWWW-0442 (ERN: DAR-OTP-0172-0165 through 0614).
3. The filing was accompanied by five annexes each containing the statement with proposed redactions, and a chart setting out the justification for the redactions sought.



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Luis Moreno-Ocampo

Prosecutor

Dated this 27th day of July 2010

At The Hague, The Netherlands

¹ ICC-02/05-03/09-49.

² ICC-02/05-03/09-T-6-ENG ET WT, page 4, lines 9-11.

³ ICC-02/05-03/09-54 -Conf-Exp+ Conf-Exp-Anxs A-E.