



Original: English

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

Date: 6 October 2010

PRE-TRIAL CHAMBER I

Before: Judge Cuno Tarfusser, Single Judge

SITUATION IN DARFUR, THE SUDAN

***IN THE CASE OF THE PROSECUTOR
V.***

***ABDALLAH BANDA ABAKAER NOURAIN
AND
SALEH MOHAMMED JERBO JAMUS***

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

**Prosecution's Notification of Transfer of Originals of Incriminating Evidence
Disclosed to the Defence on 5 October 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

Mr 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

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”) hereby files in the record of the case of *The Prosecutor v. Abdallah Banda Abakaer Nourain and Saleh Mohammed Jerbo Jamus* the originals of the items disclosed to the Defence teams as incriminating evidence on 5 October 2010, in accordance with the Chamber’s “Decision on the Prosecutor’s application for redactions and for authorization of discrete redactions to the meta-data field foreseen by the E-Court Protocol”¹ and “Decision on issues relating to disclosure” (“Decision on Disclosure”).²

Request to receive annexes as Confidential

Annexes A,³ B⁴ and C⁵ appended to this communication contain the forms and lists referring to the disclosure, which took place on 5 October 2010. The Prosecution requests that the annexes be received as “Confidential” pursuant to the Decision on Disclosure.



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Luis Moreno-Ocampo
Prosecutor

Dated this 6th day of October 2010
At The Hague, The Netherlands

¹ ICC-02/05-03/09-68.

² ICC-02/05-03/09-49.

³ List of the originals of all evidence for which no redactions pursuant to rule 81 of the Rules are needed (ICC-02/05-03/09-49 at page 9).

⁴ Electronic copy (CD) of the original versions of the evidence (ICC-02/05-03/09-49 at page 10) submitted to the Registry and already uploaded into the eCourt system.

⁵ Chain of Custody Form showing the originals of the evidence transferred to the Registry.