



Original: English

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

Date: 13 January 2011

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 *ex parte* Annex A and Confidential Annexes B, C, D, E and F

**Prosecution's Notification of Transfer of Originals and Redacted Versions of
Incriminating Evidence Disclosed to the Defence on 12 and 22 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

Mr Brahim Koné
Ms Hélène Cissé
Mr Akin Akinbote
Colonel Frank Adaka
Sir Geoffrey Nice
Mr Rodney Dixon

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 documents disclosed to the Defence teams as incriminating evidence on 12 and 22 October 2010, in accordance with the Chamber’s “First Decision on the Prosecutor’s Requests for Redactions”¹ and “Decision on issues relating to disclosure” (“Decision on Disclosure”).²

Request to receive the appended annexes as *ex parte* and confidential

Annexes A³, B⁴, C⁵, D⁶, E⁷ and F⁸ appended to this communication contain the forms and lists referring to the disclosures, which took place on 12 and 22 October 2010⁹. The Prosecution requests that Annex A be received as “*ex parte* Prosecution only” and Annexes B, C, D, E and F as “Confidential” pursuant to the Decision on Disclosure.



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Luis Moreno-Ocampo
Prosecutor

Dated this 13th day of January 2011

At The Hague, The Netherlands

¹ ICC-02/05-03/09-58.

² ICC-02/05-03/09-49.

³ List of the originals of the evidence for which redactions pursuant to rule 81 of the Rules have been authorised, (ICC-02/05-03/09-49 at page 10).

⁴ 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).

⁵ List of the copies of the authorised redacted version of the evidence (ICC-02/05-03/09-49 at page 10).

⁶ Electronic copy (CD) of the original and redacted versions of the evidence (ICC-02/05-03/09-49 at page 10) submitted to the Registry and already uploaded into the eCourt system.

⁷ Chain of Custody Form showing the originals of the evidence transferred to the Registry.

⁸ Chain of Custody Form showing the copies of the authorized redacted version of the evidence transferred to the Registry.

⁹ Pre-Trial INCRIM package 6 disclosed to Defence on 12 October 2010 and Pre-Trial INCRIM packages 7, 8 and 9 disclosed on 22 October 2010.