

**Cour  
Pénale  
Internationale**

**International  
Criminal  
Court**



Original: **English**

No.: **ICC-01/04-01/07**

Date: **30 June 2011**

**TRIAL CHAMBER II**

**Before:** Judge Bruno Cotte, Presiding Judge  
Judge Fatoumata Dembele Diarra  
Judge Christine Van den Wyngaert

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO  
IN THE CASE OF  
THE PROSECUTOR  
*v. GERMAIN KATANGA AND MATHIEU NGUDJOLO CHUI***

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

**Prosecution's Communication of Pre-Inspection Report for Material Provided to the  
Defence under Rule 77 on 30 June 2011**

**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 of Germain Katanga**

Mr David Hooper  
Mr Andreas O'Shea

**Counsel for the Defence of Mathieu Ngudjolo Chui**

Mr Jean-Pierre Kilenda Kakengi Basila  
Mr Jean-Pierre Fofé Djofia Malewa

**Legal Representatives of Victims**

Mr Fidel Nsita Luvengika  
Mr Jean-Louis Gilissen

**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") herewith submits the pre-inspection report regarding the provision of six documents to the Defence teams of Germain Katanga and Mathieu Ngudjolo Chui, pursuant to Rule 77 of the Rules of Procedure and Evidence, on 30 June 2011.

The Prosecution disclosed six documents, of which two are related to DRC-D03-P-0077<sup>1</sup>, two to DRC-D03-P-0088<sup>2</sup> and three to DRC-D02-P-0258<sup>3</sup>.

One document, DRC-OTP-0204-0315, was disclosed with redactions as imposed and applied by the United Nations.

The three pictures of the containers at the Bunia field office, related to DRC-D02-P-0258, had already been disclosed to the Defence by e-mail on 29 June 2011.

### **Request for Confidentiality**

Annexes A<sup>4</sup> and B<sup>5</sup> appended to this communication contain the "List of Disclosed Material" to each Defence team. The Prosecution requests that these annexes be received as "Confidential" since they relate to *inter partes* disclosure.




---

Luis Moreno-Ocampo, Prosecutor

Dated this 30<sup>th</sup> day of June 2011

At The Hague, The Netherlands

---

<sup>1</sup> DRC-OTP-0204-0315 and DRC-OTP-0214-0180.

<sup>2</sup> DRC-OTP-0072-0125 and DRC-OTP-0204-0315.

<sup>3</sup> DRC-OTP-1062-0429, DRC-OTP-1062-0430 and DRC-OTP-1062-0431.

<sup>4</sup> List of Disclosed Material provided to the Defence of Germain Katanga on 30 June 2011.

<sup>5</sup> List of Disclosed Material provided to the Defence of Mathieu Ngudjolo Chui on 30 June 2011.