



Original : English

No.: ICC-01/09-01/11
Date: 30 August 2011

PRE-TRIAL CHAMBER II

Before: Judge Ekaterina Trendafilova, Single Judge

**SITUATION IN THE REPUBLIC OF KENYA
IN THE CASE OF THE PROSECUTOR V. WILLIAM SAMOEI RUTO, HENRY
KIPRONO KOSGEY AND JOSHUA ARAP SANG**

**Public
With Confidential Annexes**

**Registrar's Report on the assignment of independent EVD numbers to Defence
documents.**

Source: Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Mr Luis Moreno Ocampo

Ms Fatou Bensouda

Counsel for William Samoei Ruto

Joseph Kipchumba Kigen-Katwa, David

Hooper and Kioko Kilukumi Musau

Counsel for Henry Kiprono Kosgey

George Odinga Oraro

Counsel for Jushua Arap Sang

Joseph Kipchumba Kigen-Katwa

Legal Representatives of Applicants

Legal Representatives of the Victims

Sureta Chana

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Paolina Massidda

**The Office of Public Counsel for the
Defence**

States' Representatives

Geoffrey Nice

Rodney Dixon

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Counsel Support Section

Deputy Registrar

Mr Didier Preira

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

THE REGISTRAR of the International Criminal Court (the “Court”);

NOTING the *“Decision Setting the Regime for Evidence Disclosure and Other Related Matters”* (“Decision”) filed by the Chamber on 06 April 2011;¹

NOTING the *“Prosecution’s Request for an Order Excluding the Evidence Intended to be Relied Upon at the Confirmation of Charges Hearing by the Defence for Ruto and Sang, and the Defence for Kosgey”* filed by the Prosecution on 22 August 2011 (“Prosecution’s Request”);²

NOTING the *“Order Requesting Observations”* filed by the Chamber on 23 August 2011;³

NOTING the *“Kosgey Response to “Prosecution’s Request for an Order Excluding the Evidence Intended to be Relied Upon at the Confirmation of Charges Hearing by the Defence for Ruto and Sang, and the Defence for Kosgey”* filed by the Kosgey Defence team on 23 August 2011;⁴

NOTING the *“Prosecution’s Response to the Single Judge’s “Order Requesting Observations”*, filed by the Prosecution on 25 August 2011;⁵

NOTING the *“Defence Observations on the Prosecution’s Request for an Order Excluding the Evidence Intended to be Relied Upon at the Confirmation of Charges Hearing by the Defence for Ruto and Sang, and the Defence for Kosgey”* filed by the Ruto and Sang Defence teams on 25 August 2011;⁶

¹ ICC-01/09-01/11-44

² ICC-01/09-01/11-278-Conf

³ ICC-01/09-01/11-281-Conf

⁴ ICC-01/09-01/11-285-Conf

⁵ ICC-01/09-01/11-289-Conf

⁶ ICC-01/09-01/11-290-Conf

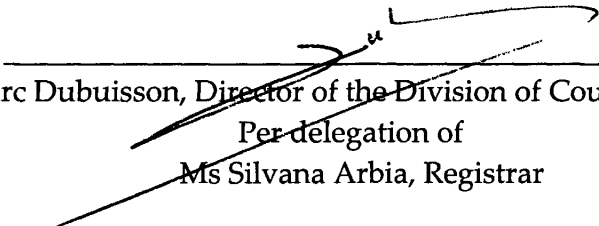
NOTING the "*Observations of the Registry in compliance with the "Order Requesting Observations"* (ICC-01/09-01/11-281-Conf)" filed by the Registry on 25 August 2011;⁷

NOTING the "*Decision on the "Prosecutor's Request for an Order Excluding the Evidence Intended to be Relied Upon at the Confirmation of Charges Hearing by the Defence for Ruto and Sang, and the Defence for Kosgey"*", filed by the Chamber on 29 August 2011 ("*Decision on Prosecution's Request*");

NOTING regulations 23 *bis* and 24 *bis* of the Regulations of the Court;

CONSIDERING that the Chamber in its Decision instructed the Registry to assign an independent "EVD number" to each piece of evidence submitted;⁸

SUBMITS, in confidential annexes, tables containing the EVD numbers of documents submitted by the Defence teams of William Samoei Ruto,⁹ Henry Kiprono Kosgey¹⁰ and, Joshua Arap Sang¹¹ as some of the documents contained therein are confidential.



 Marc Dubuisson, Director of the Division of Court Services
 Per delegation of
 Ms Silvana Arbia, Registrar

Dated this 30 August 2011

At The Hague in The Netherlands

⁷ ICC-01/09-01/11-291-Conf

⁸ Paragraph 15 of the Decision.

⁹ Annex A

¹⁰ Annex B

¹¹ Annex C