

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: ICC-01/04-01/07
Date: 10 November 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 10 November 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

1. The Office of the Prosecutor ("Prosecution") herewith submits the pre-inspection report regarding the provision of one document pursuant to Rule 77 of the Rules of Procedure and Evidence to the Defence teams of Mathieu Ngudjolo Chui and Germain Katanga on 10 November 2011.
2. The Prosecution disclosed one document¹, the French version of the 'Special report on the events in Ituri, January 2002-December 2003' (DRC-OTP-0129-0267).²

Request for Confidentiality

3. Annexes A³ and B⁴ appended to this communication contain the "List of Disclosed Material" provided 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 10th day of November 2011

At The Hague, The Netherlands

¹ DRC-OTP-0129-0329.

² DRC-OTP-0129-0267, the English version of the 'Special report on the events in Ituri, January 2002-December 2003' was disclosed in Pre-confirmation INCR package 2 of 17 December 2007.

³ List of Disclosed Material provided to the Defence of Germain Katanga on 10 November 2011.

⁴ List of Disclosed Material provided to the Defence of Mathieu Ngudjolo Chui on 10 November 2011.