



Original: English

No.: ICC-02/05-03/09
Date: 22 December 2011

TRIAL CHAMBER IV

Before: Judge Joyce Aluoch, Presiding Judge
Judge Fatoumata Dembele Diarra
Judge Silvia Fernandez de Gurmendi

SITUATION IN DARFUR, THE SUDAN

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

ABDALLAH BANDA AND SALEH MOHAMMED JERBO JAMUS

**Public Document
with Confidential Annex A**

**Prosecution's Notification of Disclosure to the Defence of Potentially Exculpatory
and Rule 77 Material on 21 December 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

Mr. Karim A.A. Khan QC

Mr. Nicholas Koumjian

Mr. Ibrahim Yillah

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

Deputy Registrar

Didier Daniel Preira

Defence Support Section

Victims and Witnesses Unit

Ms. Maria Luisa Martinod-Jacome

Detention Section

**Victims Participation and Reparations
Section**

**Court Interpretation and Translation
Section**

The Office of the Prosecutor ("the Prosecution") herewith notifies Trial Chamber IV ("the Chamber") that on 21 December 2011 it disclosed to Defence teams of Messrs. Abdallah Banda Abakaer Nourain and Saleh Mohammed Jerbo Jamus twenty-two items of potentially exculpatory evidence ("PEXO package 3") and eleven items of items material to the preparation of the defence ("Rule 77 package 5"). The disclosed items of evidence are described in the confidential Annexure A to the present notification.

Request for Confidentiality

Annex A appended to this notification are the "Disclosure Notes" provided to the Defence teams. The Prosecution requests that this annex be received as "Confidential" since it relates to *inter partes* disclosure.



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Luis Moreno-Ocampo

Prosecutor

Dated this 22nd day of December 2011

At The Hague, The Netherlands