



Original: English

No.: ICC-01/09-02/11
Date: 10 December 2013

TRIAL CHAMBER V(B)

Before: Judge Kuniko Ozaki, Presiding Judge
Judge Robert Fremr
Judge Chile Eboe-Osuji

SITUATION IN THE REPUBLIC OF KENYA

***IN THE CASE OF
THE PROSECUTOR V. UHURU MUIGAI KENYATTA***

Public with confidential Annex A

Prosecution communication of the disclosure of evidence

Source: The 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

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Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
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Victims and Witnesses Unit

Patrick Craig

Detention Section

**Victims Participation and Reparations
Section**

Fiona McKay

Other

1. The Prosecution submits its communication of the disclosure of incriminatory evidence pursuant to Articles 61(3)(b), 64(3)(c) and 67(1)(a) and (b).
2. On 6 December 2013, the Prosecution disclosed, re-disclosed and re-issued a total of 326 items. For 321 items, the Prosecution re-issued additional metadata for items previously disclosed. The remaining five items are related to Witness 12 and include: (i) two lesser redacted audio recordings; (ii) an audio recording, as requested by the Defence, the transcript of which has previously been disclosed; and (iii) two transcripts of audio recordings of conversations with the witness and other individuals.



Fatou Bensouda,
Prosecutor

Dated this 10th day of December, 2013
At The Hague, The Netherlands