

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

No.: ICC-02/05-03/09

Date: 25 March 2014

TRIAL CHAMBER IV

Before: Judge Joyce Aluoch, Presiding Judge
Judge Silvia Fernandez de Gurmendi
Judge Chile Eboe-Osuji

SITUATION IN DARFUR, THE SUDAN

IN THE CASE OF THE PROSECUTOR

V.

ABDALLAH BANDA ABAKAER NOURAIN

Public Document
with Confidential, EX PARTE, only available to Prosecution Annex A
Prosecution's Notification of Disclosure to the Defence of Incriminating
Material on 18 March 2014

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

Ms. Fatou Bensouda, Prosecutor
Mr. James Stewart, Deputy Prosecutor
Mr. Julian Nicholls, Senior Trial Lawyer

Counsel for the Defence

Mr. Karim A.A. Khan QC

Legal Representatives of Victims

Ms. Hélène Cissé
Mr. Jens Dieckmann

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

Mr. Herman von Hebel

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

**Court Interpretation and Translation
Section**

1. The Office of the Prosecutor ("Prosecution") hereby notifies Trial Chamber IV ("Chamber") that on 18 March 2014, it disclosed to the Defence team of Mr. Abdallah Banda Abakaer Nourain ("Defence") one item: a new statement of trial witness DAR-OTP-P-0419.¹ This statement was collected recently and disclosed to the Defence in redacted form.
2. A chart outlining the information redacted for each category authorised by the Chamber in the *"Decision on the Prosecution's Application for Redactions; the Common Legal Representative Request for Disclosure; the Defence Request for Reclassification; and Decision establishing simplified proceedings related to future applications for non-disclosure"* ("Decision")² is appended to this filing as Annex A. The Prosecution will apply separately for authorisation of redactions to information that does not fall within the three categories identified by the Decision.

Request for Confidentiality

3. Annex A appended to this communication contains the information redacted under each category authorised by the Chamber in the Decision. The Prosecution requests that this Annex be received as "Confidential Ex

¹ INCRIM package 52 – ERN of the statement at DAR-OTP-0189-0153.

² ICC-02/05-03/09-524.

Parte – only available to Prosecution” since it contains information that is redacted in the evidence disclosed to the Defence.



Fatou Bensouda

Prosecutor

Dated this 25th day of March 2014

At The Hague, The Netherlands