



Original: English

No.: ICC-02/11-01/11
Date: 10 October 2014

TRIAL CHAMBER I

Before: Judge Geoffrey Henderson, Presiding Judge
Judge Cuno Tarfusser
Judge Olga Herrera-Carbuccia

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF THE PROSECUTOR v. LAURENT GBAGBO

PUBLIC

With confidential Annex A

**Prosecution's Communication of Evidence Disclosed to the Defence
on 10 October 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

Mr James Stewart

Mr Eric MacDonald

Counsel for the Defence

Mr Emmanuel Altit

Ms Agathe Bahi Baroan

Ms Natacha Fauveau Ivanovic

Legal Representatives of the Victims

Ms Paolina Massidda

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

**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**

Other

1. The Office of the Prosecutor ("Prosecution") notifies Trial Chamber I ("Chamber") of its disclosure, on 10 October 2014, of six incriminating documents¹ and 27 documents disclosed pursuant to Rule 77 of the Rules of Procedure and Evidence ("Rules").²
2. This material was disclosed in order to provide the Defence in the *Laurent Gbagbo* case with the same material, including the same disclosure classification, as disclosed in *The Prosecutor v. Charles Blé Goudé* case.
3. The six incriminating documents do not contain any redactions and had previously been disclosed pursuant to Rule 77 of the Rules in the *Laurent Gbagbo* case.
4. Out of the 27 items disclosed pursuant to Rule 77, two were disclosed with *proprio motu* redactions under Rules 81(2) and/or 81(4) to their content and metadata and one with redactions to its content only. 24 documents were disclosed with redactions to their metadata only. These *proprio motu* redactions were applied pursuant to paragraph 51 of decision ICC-02/11-01/11-30 in *The Prosecutor v. Laurent Gbagbo* case.³
5. The disclosed material was provided in a format that complies with the eCourt protocol approved by Pre-Trial Chamber I.⁴

¹ 20141010 Pre-Confirmation INCRIM Reclassification Package 31.

² 20141010 Pre-Confirmation Rule 77 Package 29.

³ And as reaffirmed in the *Blé Goudé* case in decision ICC-02/11-02/11-57, paragraph 9.

⁴ ICC-02/11-01/11-30-Anx1.

Request for Confidentiality

6. The Prosecution requests that Annex A⁵ appended to this communication be received by the Chamber as “Confidential” since it relates to *inter partes* disclosure.



Fatou Bensouda, Prosecutor

Dated this 10th day of October 2014

At The Hague, The Netherlands

⁵ Pre-inspection report for Rule 77 package 29 provided to the Defence of Laurent Gbagbo on 10 October 2014.