



Original: **English**

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

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Hans-Peter Kaul
Judge Christine Van den Wyngaert

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 9 January 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 Pre-Trial Chamber I ("Chamber") of its disclosure, on 9 January 2014, of 65 incriminating documents¹ and one Rule 77 document.² These documents were disclosed pursuant to the Chamber's decision of 8 January 2014.³
2. Out of the 65 documents disclosed as incriminating documents, 18 were disclosed with redactions to the content, pursuant to Rule 81(4) and/or to the metadata pursuant to Rule 81(2).
3. The one document disclosed pursuant to Rule 77 is disclosed with *proprio motu* redactions to the content and the metadata. The redactions were applied to the name of OTP staff and to the day and month of interview. The *proprio motu* redactions were applied pursuant to paragraph 51 of Decision ICC-02/11-01/11-30.
4. The disclosed material was provided in a format that complies with the eCourt protocol approved by the Chamber.



Fatou Bensouda, Prosecutor

Dated this 10th day of January 2014

At The Hague, The Netherlands

¹ 20140109 Pre-Confirmation INCRIM Package 28. Consistent with the agreement between the Prosecution and the Defence, the Prosecution provided the element-based chart which shall not be understood as a limitation for the Prosecution for its use of the evidence for the purpose of the confirmation hearing. Neither does it limit the Chamber's power to freely assess all the evidence before it.

² 20140109 Pre-Confirmation Rule 77 Package 23.

³ ICC-02/11-01/11-588-Conf.