



Original: **English**

No.: ICC-02/11-01/11  
Date: **13 December 2013**

**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**

**Prosecution's Communication of Incriminatory Evidence Disclosed to the Defence  
on 12 December 2013**

**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**

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**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 12 December 2013, of one incriminating document.<sup>1</sup>
2. The Prosecution provided the Defence with Pre-Confirmation INCRIM Package 24, containing one document. The document, a Human Rights Watch report, was disclosed in Pre-confirmation INCRIM Package 3 of 10 February 2012 under ERN CIV-OTP-0008-0508. Whilst preparing the amended version of the document containing the charges, it was noticed that the pages of the report were in the reverse order, with the last page first and first page last. In order to make it easier to refer to specific pages of the report, the Prosecution re-disclosed the report under the same ERN, but this time with the pages in the correct order.
3. The incriminating evidence was provided in a format that complies with the eCourt protocol approved by the Chamber.



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Fatou Bensouda, Prosecutor

Dated this 13<sup>th</sup> day of December 2013

At The Hague, The Netherlands

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<sup>1</sup> 20131212 Pre-Confirmation INCRIM Package 24. Consistent with the agreement between the Prosecution and the Defence, the Prosecution provided the elements-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.