



Original: **English**

No.: ICC-02/11-01/11
Date: **2 September 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
with Confidential Annex A**

**Prosecution's Communication of Potentially Exonerating Evidence Disclosed to
the Defence on 30 August 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

Me Emmanuel Altit

Me Agathe Bahi Baroan

Me Natacha Fauveau Ivanovic

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(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**

Other

1. The Office of the Prosecutor ("Prosecution") herewith notifies the Chamber of its disclosure, on 30 August 2013, to the Defence team of Laurent Gbagbo, of five documents pursuant to Article 67(2) of the Statute.
2. One of the documents disclosed contains *proprio motu* redactions to its metadata, in accordance with paragraph 51 of the Chamber's decision of 24 January 2012¹. The redactions applied are in relation to the name of an OTP staff member and the identity of an OTP source.

Request for Confidentiality

3. Annex A² appended to this communication contains the disclosure note provided to the Defence. The Prosecution requests that this annex be received as "Confidential" since it relates to *inter partes* disclosure.



Fatou Bensouda, Prosecutor

Dated this 2nd day of September 2013

At The Hague, The Netherlands

¹ ICC-02/11-01/11-30.

² Disclosure note for PEXO package 15 provided to the Defence of Laurent Gbagbo on 30 August 2013.