



Original: **English**

No.: ICC-02/11-01/11
Date: 17 December 2012

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 Pre-Inspection Report for Material Provided to
the Defence under Rule 77 on 14 December 2012**

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

Counsel for the Defence

Mr Emmanuel Altit

Ms Agathe Bahi Baroan

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

Ms Silvana Arbia

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 files in the case record the pre-inspection report regarding the disclosure to the Defence team of Laurent Gbagbo, on 14 December 2012, of 70 items pursuant to Rule 77 of the Rules of Procedure and Evidence. Four documents contained in that package were collected at the Presidential Residence.
2. Some other documents were related to witness CIV-OTP-P-0169 and to witnesses CIV-OTP-P-0172 and CIV-OTP-P-0184 (other documents related to witnesses CIV-OTP-P-0172 and CIV-OTP-P-0184 were disclosed on 19 November 2012 in Pre-Confirmation Rule 77 Package 11).
3. Some of the documents disclosed to the Defence contain *proprio motu* redactions applied in accordance with paragraph 51 of the Chamber's decision of 24 January 2012¹. The redactions applied to the documents are in relation to names of OTP staff, dates of interview, potential OTP witnesses, identity of certain OTP sources and information regarding innocent third parties.

¹ ICC-02/11-01/11-30.

Request for Confidentiality

4. Annex A² appended to this communication contains the pre-inspection report 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 17th day of December 2012

At The Hague, The Netherlands

² Pre-inspection report for Rule 77 package 12 provided to the Defence of Laurent Gbagbo on 14 December 2012.