



Original: **English**

No.: **ICC-02/11-01/11**

Date: **17 August 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 Potentially Exonerating Evidence Disclosed to
the Defence on 17 August 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

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

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 the disclosure note to the Defence team of Laurent Gbagbo, on 17 August 2012, of 13 items pursuant to Article 67(2) of the Statute.
2. All of the documents disclosed to the Defence contain *proprio motu* redactions to their metadata, 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 and to the identity of certain OTP sources.

Request for Confidentiality

3. 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 August 2012

At The Hague, The Netherlands

¹ ICC-02/11-01/11-30.

² Disclosure note for PEXO package 5 provided to the Defence of Laurent Gbagbo on 17 August 2012.