



Original: **English**

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

Date: 3 April 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

**Prosecution's Communication of Incriminatory Evidence Disclosed to the Defence
on 3 April 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

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

The Office of the Prosecutor ("Prosecution") herewith notifies Pre-Trial Chamber I ("Chamber") of its disclosure, on 3 April 2012, to the Defence team of Laurent Gbagbo, of 172 incriminating documents.¹

Pursuant to the Chamber's order of 24 January 2012,² the Prosecution provided the Defence with Pre-Confirmation INCRIM Package 4, which contains the documents with the protective measures authorised by Pre-Trial Chamber I in its First decision on redactions³ and its addendum of 29 March 2012.⁴ In addition, one document and one video were disclosed without redactions following the same decision dated 27 March 2012. The transcript of this video was also disclosed.

According to the First decision on redactions, these documents were to be disclosed on 2 April 2012. Because of technical issues related to Ringtail and the implementation of redactions and encryption of the DVD to be disclosed, the Prosecution was only in a position to disclose the documents today. The Defence was kept informed at all times of our technical difficulties.



Luis Moreno-Ocampo, Prosecutor

Dated this 3rd day of April 2012

At The Hague, The Netherlands

¹ 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 referred to in the annex for the purpose of the confirmation hearing. Neither does it limit the Chamber's power to freely assess all the evidence before it.

² ICC-02/11-01/11-30, pp. 29/30.

³ ICC-02/11-01/11-74-Red, First decision on the Prosecutor's requests for redactions and other protective measures, 27 March 2012.

⁴ ICC-02/11-01/11-75, Addendum to the "First decision on the Prosecutor's requests for redactions and other protective measures", 29 March 2012.