



Original: English

No.: ICC-02/11-02/11
Date: 19 September 2014

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Presiding Judge
Judge Ekaterina Trendafilova
Judge Christine Van den Wyngaert

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF THE PROSECUTOR v. CHARLES BLÉ GOUDÉ

Public

**Prosecution's Observations for the purposes of establishing a schedule for the
confirmation hearing**

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 Nicholas Kaufman

Mr Geert-Jan Alexander Knoops

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

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") hereby submits its observations as requested by the Pre-Trial Chamber I ("Chamber").¹
2. The Prosecution estimates that it will need six hours (including its opening statement – 30 minutes - and closing statement – 60 minutes) to concentrate its presentation on the most important items of evidence and address the main topics of its case against Mr Blé Goudé. The Prosecution will also rely on video evidence and maps and PowerPoint will be used to illustrate some of the presentations.
3. On 18 September 2014, the Prosecution and Defence discussed the schedule for the presentations at the confirmation hearing. The Prosecution informed the Defence that it would need six hours as described above in paragraph 2. The Prosecution takes note of the "Defence submission on the schedule for the confirmation hearing" ("Defence proposed schedule") and its recommendation that the parties have six hours and 40 minutes each.² If the Chamber was to adopt the Defence proposal, the Prosecution will nonetheless endeavour to complete its presentation within six hours.
4. During the 18 September meeting, the Defence also informed the Prosecution that it would raise the issue of gravity. The Prosecution informed the Defence that it was not opposed to the suggested timing of the Defence's presentation of this issue but since it was a challenge to the admissibility of the case, proper notice to the Chamber is required. The Prosecution submits that the mere mention of this issue in the Defence proposed schedule is not sufficient or a proper notice pursuant to Article 19 of the Rome Statute and Rule 58 of the Rules of Procedure and Evidence.

¹ Order of the Chamber sent by email to the parties and participants on 15 September 2014.

² ICC-02/11-02/11-156.



Fatou Bensouda, Prosecutor

Dated this 19th day of September 2014

At The Hague, The Netherlands