

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 19 September 2014

Pre-Trial Chamber I

Before: Judge Silvia Fernández de Gurmendi, Single Judge

SITUATION IN REPUBLIC OF THE COTE D'IVOIRE

THE PROSECUTOR V. CHARLES BLÉ GOUDÉ

Public Document

Defence request to add recently disclosed material to its list of evidence

Source: The Defence for Charles Blé Goudé

Document to be notified in accordance with Regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

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Unrepresented Victims

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The Defence for Charles Blé Goudé (“the Suspect”) hereby requests, with the agreement of the Prosecution, to amend its list of evidence (“LoE”) as set out hereinafter.

I. Introduction

1. On 12 September 2014, the Defence for Charles Blé Goudé (the “**Suspect**”) filed the *“Defence Communication of Rule 78 Evidence Disclosed to the Parties on 12 September 2014 and its List of Evidence”*, which contained confidential Annex B. This annex constituted the Defence’s LoE.¹
2. On 17 September 2014, the Prosecution disclosed to the Defence its *“Pre-Confirmation Rule 77 Package 9”* and notified the Chamber thereof.² The aforementioned disclosure package contained five materials disclosed pursuant to Rule 77 of the Rules of Procedure and Evidence.³
3. Pursuant to document CIV-OTP-0067-0740-R01 (an investigator’s note), the Defence is informed that the disclosed items of evidence were received by the Office of the Prosecutor from the authorities of Côte d’Ivoire on 1 September 2014.⁴

II. Submission

4. The Defence accepts the Prosecution’s explanation for the late disclosure of these materials and raises no objection thereto.

¹ ICC-02/11-02/11-153, para. 4.

² ICC-02/11-02/11-154.

³ *Ibid.*, para. 1.

⁴ CIV-OTP-0067-0741-R01, para. 3.4.

5. The Defence wishes to rely on the five disclosed items of evidence at confirmation. In the circumstances, therefore, the Defence submits that good cause is shown to add the said materials to its LoE, as described above.
6. The Defence submits that no prejudice will be caused to the Prosecution by the inclusion of the newly disclosed materials. Indeed, this has been accepted by the Prosecution which has graciously expressed its agreement to the present request at a meeting with the Defence held on 18 September 2014.

III. Relief Sought

7. In light of the aforementioned, the Single Judge is respectfully requested to permit the Defence to amend its LoE in order to include the five documents disclosed by the Prosecution on 17 September 2014.



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Counsel for Charles Blé Goudé

The Hague, the Netherlands

18 September 2014