

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-02/06

Date: 29 June 2015

TRIAL CHAMBER VI

Before: Judge Robert Fremr, Presiding Judge
Judge Kuniko Ozaki
Judge Chang-ho Chung

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

**IN THE CASE OF
*THE PROSECUTOR v. BOSCO NTAGANDA***

**Public
With public Annexes A and B**

**Prosecution's notice of the materials it anticipates using
in the course of its opening statement**

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

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Legal Representatives of Victims

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Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

The Office of Public Counsel for Victims

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

Introduction

1. The Office of the Prosecutor (“Prosecution”) provides a list of the materials on its list of evidence¹ which it currently anticipates using² in the course of its opening statement as instructed by Trial Chamber VI (“Chamber”).³
2. In the course of its opening statement the Prosecution will also use certain visual aids. Where the underlying image for these visual aids, such as a map, is not currently on the Prosecution’s list of evidence, the Prosecution will provide a copy of said materials to the Defence and Legal Representatives of Victims (“LRs”) on 29 June 2015.

Procedural History

3. On 2 June 2015, the Chamber issued its decision on the conduct of proceedings, in which it ordered the Parties and LR’s to disclose a copy of the material they intend to use in the course of their opening statements (or to indicate which materials already included on the Prosecution’s list of evidence it intends to use) no later than eight days prior to the commencement of trial.⁴
4. On 16 June 2015, the Chamber ordered that opening statements commence on 7 July 2015.⁵ The Chamber also clarified that the Parties and participants are to provide copies of their materials, or indicate which materials on the List of Evidence will be used, by 29 June 2015.⁶

¹ ICC-01/04-02/06-491-Conf-Exp-AnxC and ICC-01/04-02/06-672-AnxA.

² As the Prosecution finalises the content of its opening statement, this list may be reduced.

³ ICC-01/04-02/06-619, para.10 and ICC-01/04-02/06-649, para.6.

⁴ ICC-01/04-02/06-619, para.10.

⁵ ICC-01/04-02/06-649, para.5.

⁶ ICC-01/04-02/06-649, para.6.

Prosecution's Submissions

5. On 29 June 2015, the Prosecution provided four items to the Defence and LRs, consisting of previously disclosed audio visual materials with the addition of English subtitles in parts, an organigram and certain maps it intends to use in the course of its opening statement. The Prosecution transmitted these materials directly to the Parties and participants. A list of the items provided are listed in Annex A, attached to this filing.
6. The Prosecution further appends, as Annex B to this filing, a list of the materials on its list of evidence which the Prosecution currently anticipates it will use in the course of its opening statement.



Fatou Bensouda,
Prosecutor

Dated this 29th day of June 2015
At The Hague, The Netherlands