

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

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

Date: 24 August 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 updated list of materials it anticipates relying on during its
opening statement**

Source: Office of the Prosecutor

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

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Detention Section

**Victims Participation and Reparations Other
Section**

Introduction

1. The Office of the Prosecutor (“Prosecution”) provides an updated list of the materials which it anticipates using in the course of its opening statement, as instructed by Trial Chamber VI (“Chamber”).¹ The Prosecution has removed 17 items and added three documents to its original list.

Procedural History

2. At the 3 July 2015 status conference, the Chamber postponed the opening statements until 2 to 4 September 2015.²
3. On 24 July 2015, the Chamber ordered the Parties and participants to file any further motions regarding materials to be relied on during opening statements, by 24 August 2015.³

Prosecution’s Submissions

4. In its initial notice of the materials it anticipates using in the course of its opening statement filed on 29 June 2015 (“Initial Notice”),⁴ the Prosecution indicated that as it finalises the content of its opening statement, it may reduce the number of items listed.⁵
5. To this end, the Prosecution advises that it has removed 17 items from the materials it intends to rely on in the opening statement, and added three

¹ ICC-01/04-02/06-745, para.5.

² ICC-01/04-02/06-T-22-CONF-ENG, p.5, lines 10-16.

³ ICC-01/04-02/06-745, para.5.

⁴ ICC-01/04-02/06-680.

⁵ ICC-01/04-02/06-680, para.1, footnote 2.

documents. These three documents are on the Prosecution's List of Evidence.⁶

6. Accordingly, an updated list of the materials which the Prosecution anticipates using during its opening statement is provided in Annex A to this filing.
7. The Prosecution further appends, as Annex B to this filing, a list of the three documents it has added and a list of the 17 items it has removed from the list of items to be used during the opening statement.
8. These changes to the list of items to be relied on during the Prosecution's opening statement are all clearly indicated in the attached Annexes.



Fatou Bensouda,
Prosecutor

Dated this 24th day of August 2015
At The Hague, The Netherlands

⁶ ICC-01/04-02/06-491-Conf-Exp-AnxC.