



Original: English

No.: ICC-02/11-01/15

Date: 1 October 2015

TRIAL CHAMBER I

Before: Judge Geoffrey Henderson, Presiding Judge
Judge Olga Herrera Carbuccion
Judge Bertram Schmitt

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF

THE PROSECUTOR

v. LAURENT GBAGBO and CHARLES BLÉ GOUDÉ

PUBLIC

**With confidential Annexes A and B available to the Defence and
Legal Representatives**

**Prosecution's Communication of Evidence Disclosed to the Defence on
30 September 2015**

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 Mr Laurent Gbagbo

Mr Emmanuel Altit

Ms Agathe Bahi Baroan

Counsel for Mr Charles Blé Goudé

Mr Geert-Jan Alexander Knoops

Ms Claver N'dry

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”) provides notice of the disclosure of incriminating evidence to the Defence teams of Laurent GBAGBO and Charles BLÉ GOUDÉ on 30 September 2015:
 - a. INCRIM package 24 contains 13 transcripts¹ and three of these transcripts were provided with redactions to the content only in accordance with decision ICC-02/11-01/11-737 (“Redaction Protocol”).²
2. The transcripts of the interview of Witness P-0483 to be relied upon at trial and the audio recordings of the interview of this insider witness formed part of the Prosecution’s 30 June 2015 request pursuant to regulation 35 of the Regulations of the Court seeking an extension of the disclosure deadline.³ Following the Chamber’s decision of 18 August 2015 authorising the extension of the time limit sought for disclosure in respect of materials relating to Witness P-0483,⁴ these documents have been disclosed in Pre-trial INCRIM Package 23.⁵ Meeting the remainder of the Prosecution’s disclosure obligations, the translations of the original-language transcripts of the interview of Witness P-0483 were disclosed as incriminating evidence on 30 September 2015. Witness P-0483 is on the Prosecution’s List of Witnesses (Annex A of the Prosecution’s 30 June 2015 filing⁶) and a summary of his evidence was filed on 30 June, with the List of Witnesses (Annex B of the 30 June 2015 filing⁷).
3. The disclosed material was provided in a format that complies with the eCourt protocol as approved in the case.⁸

¹ 20150930 INCRIM Package 24.

² See ICC-02/11-01/11-737-AnxA.

³ See ICC-02/11-01/15-115-Conf, paras. 5-7, paras. 11-19 and para. 28.

⁴ See ICC-02/11-01/15-183-Conf, paras. 29, 31 and 47.

⁵ See ICC-02/11-01/15-190.

⁶ See ICC-02/11-01/15-114-Conf-AnxA.

⁷ See ICC-02/11-01/15-114-Conf-AnxB.

⁸ See ICC-02/11-01/15-58, para. 24.

Request for Confidentiality

4. Annexes A⁹ and B¹⁰ appended to this communication contain the disclosure notes provided to the Defence. The Prosecution requests that these annexes be received as “Confidential” since they relate to *inter partes* disclosure.



Fatou Bensouda, Prosecutor

Dated this 1st day of October 2015

At The Hague, The Netherlands

⁹ Disclosure note for Pre-trial INCRIM Package 24 provided to the Defence of Laurent Gbagbo on 30 September 2015.

¹⁰ Disclosure note for Pre-trial INCRIM Package 24 provided to the Defence of Charles Blé Goudé on 30 September 2015.