

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/04-01/15
Date: 15 December 2015

PRE-TRIAL CHAMBER II

Before: Judge Cuno Tarfusser, Single Judge

SITUATION IN UGANDA

**IN THE CASE OF
*THE PROSECUTOR v. DOMINIC ONGWEN***

**Public
with Confidential Annex A**

Prosecution's Communication of the Disclosure of Evidence

Source: The 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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Mr James Stewart
Mr Benjamin Gumpert

Counsel for Dominic Ongwen

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Legal Representatives of Victims

Mr. Joseph Akwenyu Manoba
Mr. Francisco Cox

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

Ms. Paolina Massidda

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Defence**

Amicus Curiae

States Representatives

REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Introduction

1. The Office of the Prosecutor (“Prosecution”) herewith submits in accordance with rule 121(2)(c) of the Rules of Procedure and Evidence (“the Rules”) its communication of the disclosure of incriminatory evidence pursuant to articles 61(3)(b), 67(1)(a) and (b) of the Rome Statute (“the Statute”) and rule 76(1) of the Rules as well as material for the preparation of the defence pursuant to rule 77 of the Rules.

Submission

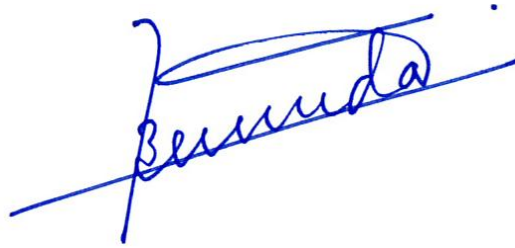
2. On 9 and 14 December 2015, the Prosecution disclosed to the Defence two packages¹ of evidence consisting of 572 items amounting to 8154 pages.
3. With respect to the redactions that have been applied, the Prosecution submits that all of these fall under the “standard categories” which have been pre-approved by the Single Judge.² These redactions are minimal and affect neither the substance of the material nor the ability of the Defence to comprehend it.

¹ The incriminating package contains 195 items amounting to 3594 pages and the Rule 77 package contains 377 items amounting to 4560 pages.

² ICC-02/04-01/15-224, para. 4.

Confidentiality

4. Annex A appended to this communication contains the list of the evidence that has been disclosed to the Defence. The Prosecution requests that this annex be received as “Confidential” since it relates to *inter partes* disclosure.



Fatou Bensouda,
Prosecutor

Dated this 15th day of December 2015
At The Hague, The Netherlands