

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: ICC-01/04-02/06
Date: **19 September 2016**

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 Annex A**

Prosecution's Updated List 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

Ms Nicole Samson

Counsel for the Defence

Mr Stéphane Bourgon

Mr Christopher Gosnell

Legal Representatives of the Victims

Ms Sarah Pellet

Mr Dmytro Suprun

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

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

States' Representatives

Amicus Curiae

REGISTRY

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Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

Introduction

1. In accordance with the procedure established by Trial Chamber VI (“Chamber”) in its oral decision of 22 April 2015 and its decision of 28 May 2015, the Prosecution files an Updated List of Evidence, having added 20 items to the list.

Procedural history

2. On 9 October 2014, the Chamber set 2 March 2015 as the final deadline for disclosure by the Prosecution and the filing of a final version of its List of Evidence.¹
3. On 2 March 2015, the Prosecution filed its List of Evidence.²
4. On 19 March 2015, the Prosecution filed a request to amend its List of Evidence.³ On 22 April 2015, the Chamber rendered an oral ruling on this request, holding it “unnecessary to rule specifically on amendments to the List of Evidence” and directing the Prosecution to “file an updated List of Evidence into the case record whenever amendments to it are made” (“Oral Decision”).⁴
5. On 1 May 2015, the Prosecution filed an Updated List of Evidence.⁵
6. On 28 May 2015, the Chamber directed the Prosecution to notify the Defence in a clear manner of any document added to its List of Evidence, “such as by

¹ ICC-01/04-02/06-382-Corr, para. 9(c) and (d).

² ICC-01/04-02/06-491-Conf-Exp-AnxA and ICC-01/04-02/06-491-Conf-AnxC.

³ ICC-01/04-02/06-524.

⁴ ICC-01/04-02/06-T-19-ENG, p. 11, l. 7 to p. 12, l. 3.

⁵ ICC-01/04-02/06-587.

listing each additional document by its identifying number rather than integrating the new items into the original List of Evidence” (“Directions”).⁶

7. On 29 May 2015, the Prosecution filed an Updated List of Evidence.⁷
8. On 26 June 2015, the Prosecution filed an Updated List of Evidence.⁸
9. On 29 July 2015, the Prosecution filed an Updated List of Evidence.⁹
10. On 16 September 2015, the Prosecution filed an Updated List of Evidence.¹⁰
11. On 25 September 2015, the Prosecution filed an Updated List of Evidence.¹¹
12. On 19 October 2015, the Prosecution filed an Updated List of Evidence.¹²
13. On 29 October 2015, the Prosecution filed an Updated List of Evidence.¹³
14. On 15 January 2016, the Prosecution filed an Updated List of Evidence.¹⁴
15. On 1 February 2016, the Prosecution filed an Updated List of Evidence.¹⁵
16. On 10 February 2016, the Prosecution filed an Updated List of Evidence.¹⁶
17. On 11 March 2016, the Prosecution filed an Updated List of Evidence.¹⁷

⁶ ICC-01/04-02/06-611, para. 15.

⁷ ICC-01/04-02/06-617.

⁸ ICC-01/04-02/06-672.

⁹ ICC-01/04-02/06-753.

¹⁰ ICC-01/04-02/06-831.

¹¹ ICC-01/04-02/06-864.

¹² ICC-01/04-02/06-911.

¹³ ICC-01/04-02/06-959.

¹⁴ ICC-01/04-02/06-1084.

¹⁵ ICC-01/04-02/06-1134.

¹⁶ ICC-01/04-02/06-1165.

18. On 5 April 2016, the Prosecution filed an Updated List of Evidence.¹⁸
19. On 13 April 2016, the Prosecution filed an Updated List of Evidence.¹⁹
20. On 30 May 2016, the Prosecution filed an Updated List of Evidence.²⁰
21. On 10 June 2016, the Prosecution filed an Updated List of Evidence.²¹
22. On 14 June 2016, the Prosecution filed an Updated List of Evidence.²²
23. On 20 June 2016, the Prosecution filed an Updated List of Evidence.²³
24. On 28 June 2016, the Prosecution filed an Updated List of Evidence.²⁴
25. On 4 July 2016, the Prosecution filed an Updated List of Evidence.²⁵
26. On 6 July 2016, the Prosecution filed an Updated List of Evidence.²⁶
27. On 5 September 2016, the Prosecution filed an Updated List of Evidence.²⁷

¹⁷ ICC-01/04-02/06-1208.

¹⁸ ICC-01/04-02/06-1248.

¹⁹ ICC-01/04-02/06-1273.

²⁰ ICC-01/04-02/06-1345.

²¹ ICC-01/04-02/06-1384.

²² ICC-01/04-02/06-1393.

²³ ICC-01/04-02/06-1413.

²⁴ ICC-01/04-02/06-1426.

²⁵ ICC-01/04-02/06-1436.

²⁶ ICC-01/04-02/06-1439.

²⁷ ICC-01/04-02/06-1491.

Provision of an Updated List of Evidence

28. In accordance with the Oral Decision²⁸ and the Directions,²⁹ the Prosecution files an Updated List of Evidence (Annex A), having added 20 items to the list. These items are identified in part XXIV of Annex A.



Fatou Bensouda
Prosecutor

Dated this 19th day of September 2016
At The Hague, The Netherlands

²⁸ ICC-01/04-02/06-T-19-ENG, p. 11, l. 7 to p. 12, l. 3.

²⁹ ICC-01/04-02/06-611, para. 15.