



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 Confidential Annex A**

Prosecution's Communication of the Disclosure of Evidence

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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Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

The Office of Public Counsel for Victims

**The Office of Public Counsel for the
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States Representatives

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REGISTRY

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Counsel Support Section

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Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

Introduction

1. The Office of the Prosecutor (“Prosecution”) provides notice of the disclosure of incriminating evidence pursuant to articles 64(3)(c) and 67(1)(a) and (b) of the Rome Statute (“Statute”) and material falling within the scope of rule 77 of the Rules of Procedure and Evidence (“Rules”).

Disclosure of evidence

2. On 16 September 2016, the Prosecution disclosed a total of eleven items, including five items as incriminating evidence and six items under the provision of rule 77.
3. The Prosecution lifted certain redactions and re-disclosed (1) a document related to P-0154 and (2) a statement by Witness P-0100. The Prosecution also re-disclosed as incriminating evidence three items that had previously been disclosed under a different classification, namely two reports by the United Nations Organization Mission in the Democratic Republic of the Congo (“MONUC”) and the translation of the transcript of a video.
4. The Prosecution further disclosed, under rule 77, six documents mentioning Witness P-0668.
5. Consistent with its standard practice, the Prosecution transmitted these items to the Registry for uploading into e-Court, which gives the Chamber, Parties and participants access to the materials.
6. The Prosecution appends the list of the evidence disclosed in Confidential Annex A.

Confidentiality

7. Pursuant to regulation 23*bis* (2) of the Regulations of the Court, the annex to this document is classified as confidential because it references material that was disclosed confidentially.



Fatou Bensouda
Prosecutor

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