

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/04-01/15

Date: 9 December 2016

TRIAL CHAMBER IX

Before: Judge Bertram Schmitt, Single Judge
Judge Péter Kovács
Judge Raul C. Pangalangan

SITUATION IN UGANDA

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

**PUBLIC
with Confidential Annexes A-C**

Defence Communication of the Disclosure of Material

Source: Defence for Dominic Ongwen

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

The Office of the Prosecutor

Fatou Bensouda, Prosecutor
James Stewart, Deputy Prosecutor
Benjamin Gumpert, QC

Counsel for the Defence

Krispus Ayena Odongo
Chief Charles Achaleke Taku

Legal Representatives of the Victims

Joseph Akwenyu Manoba
Francisco Cox

Common Legal Representative for Victims

Paolina Massidda
Jane Adong

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

The Office of Public Counsel for Victims

Paolina Massidda
Caroline Walter
Orchlon Narantsetseg

The Office of Public Counsel for the Defence

Xavier-Jean Keita

Amicus Curiae

REGISTRY

Registrar

Herman Von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations Other
Section**

I. NOTIFICATION

1. On 7 December 2016, the Defence disclosed five (5) items to the Prosecution pursuant to Rule 78 of the Rules of Procedure and Evidence.¹
2. On 8 December 2016, the Defence disclosed the five (5) items to CMS and released the items to Trial Chamber IX, the Prosecution, OPCV and the Legal Representatives for Victims *via* eCourt.²
3. On 9 December 2016, the Defence disclosed a compact disc with the video footage discussed in ICC-02/04-01/15-620-Conf at footnote 17.³

II. CONFIDENTIALITY

4. The Defence files Annexes A-C as “Confidential” as the annexes relate to *inter partes* disclosure.

Respectfully submitted,



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Hon. Krispus Ayena Odongo

On behalf of Dominic Ongwen

Dated this 9th day of December, 2016

At The Hague, Netherlands

¹ See Confidential Annex B.

² A courtesy copy of UGA-D26-0015-0004 was emailed to the Legal Representatives for Victims on 7 December 2016 at 18h52 CET.

³ See Confidential Annex C.