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No.: ICC-01/04-02/06  
Date: 2 February 2017

**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:**

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**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 nine 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.<sup>1</sup>
3. On 2 March 2015, the Prosecution filed its List of Evidence.<sup>2</sup>
4. On 19 March 2015, the Prosecution filed a request to amend its List of Evidence.<sup>3</sup> 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”).<sup>4</sup>
5. On 1 May 2015, the Prosecution filed an Updated List of Evidence.<sup>5</sup>
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

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

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

<sup>3</sup> ICC-01/04-02/06-524.

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

<sup>5</sup> 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”).<sup>6</sup>

7. On 29 May 2015, the Prosecution filed an Updated List of Evidence.<sup>7</sup>
8. On 26 June 2015, the Prosecution filed an Updated List of Evidence.<sup>8</sup>
9. On 29 July 2015, the Prosecution filed an Updated List of Evidence.<sup>9</sup>
10. On 16 September 2015, the Prosecution filed an Updated List of Evidence.<sup>10</sup>
11. On 25 September 2015, the Prosecution filed an Updated List of Evidence.<sup>11</sup>
12. On 19 October 2015, the Prosecution filed an Updated List of Evidence.<sup>12</sup>
13. On 29 October 2015, the Prosecution filed an Updated List of Evidence.<sup>13</sup>
14. On 15 January 2016, the Prosecution filed an Updated List of Evidence.<sup>14</sup>
15. On 1 February 2016, the Prosecution filed an Updated List of Evidence.<sup>15</sup>
16. On 10 February 2016, the Prosecution filed an Updated List of Evidence.<sup>16</sup>
17. On 11 March 2016, the Prosecution filed an Updated List of Evidence.<sup>17</sup>
18. On 5 April 2016, the Prosecution filed an Updated List of Evidence.<sup>18</sup>

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<sup>6</sup> ICC-01/04-02/06-611, para. 15.

<sup>7</sup> ICC-01/04-02/06-617.

<sup>8</sup> ICC-01/04-02/06-672.

<sup>9</sup> ICC-01/04-02/06-753.

<sup>10</sup> ICC-01/04-02/06-831.

<sup>11</sup> ICC-01/04-02/06-864.

<sup>12</sup> ICC-01/04-02/06-911.

<sup>13</sup> ICC-01/04-02/06-959.

<sup>14</sup> ICC-01/04-02/06-1084.

<sup>15</sup> ICC-01/04-02/06-1134.

<sup>16</sup> ICC-01/04-02/06-1165.

<sup>17</sup> ICC-01/04-02/06-1208.

19. On 13 April 2016, the Prosecution filed an Updated List of Evidence.<sup>19</sup>
20. On 30 May 2016, the Prosecution filed an Updated List of Evidence.<sup>20</sup>
21. On 10 June 2016, the Prosecution filed an Updated List of Evidence.<sup>21</sup>
22. On 14 June 2016, the Prosecution filed an Updated List of Evidence.<sup>22</sup>
23. On 20 June 2016, the Prosecution filed an Updated List of Evidence.<sup>23</sup>
24. On 28 June 2016, the Prosecution filed an Updated List of Evidence.<sup>24</sup>
25. On 4 July 2016, the Prosecution filed an Updated List of Evidence.<sup>25</sup>
26. On 6 July 2016, the Prosecution filed an Updated List of Evidence.<sup>26</sup>
27. On 5 September 2016, the Prosecution filed an Updated List of Evidence.<sup>27</sup>
28. On 19 September 2016, the Prosecution filed an Updated List of Evidence.<sup>28</sup>
29. On 10 November 2016, the Prosecution filed an Updated List of Evidence.<sup>29</sup>
30. On 23 November 2016, the Prosecution filed an Updated List of Evidence.<sup>30</sup>
31. On 8 December 2016, the Prosecution filed an Updated List of Evidence.<sup>31</sup>

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<sup>18</sup> ICC-01/04-02/06-1248.

<sup>19</sup> ICC-01/04-02/06-1273.

<sup>20</sup> ICC-01/04-02/06-1345.

<sup>21</sup> ICC-01/04-02/06-1384.

<sup>22</sup> ICC-01/04-02/06-1393.

<sup>23</sup> ICC-01/04-02/06-1413.

<sup>24</sup> ICC-01/04-02/06-1426.

<sup>25</sup> ICC-01/04-02/06-1436.

<sup>26</sup> ICC-01/04-02/06-1439.

<sup>27</sup> ICC-01/04-02/06-1491.

<sup>28</sup> ICC-01/04-02/06-1516.

<sup>29</sup> ICC-01/04-02/06-1624.

<sup>30</sup> ICC-01/04-02/06-1646.

32. On 12 January 2017, the Prosecution filed an Updated List of Evidence.<sup>32</sup>

33. On 30 January 2017, the Prosecution filed an Updated List of Evidence.<sup>33</sup>

### **Provision of an Updated List of Evidence**

34. In accordance with the Oral Decision<sup>34</sup> and the Directions,<sup>35</sup> the Prosecution files an Updated List of Evidence (Annex A), having added nine items to the list. These items are identified in part XXX of Annex A.



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**Fatou Bensouda**  
**Prosecutor**

Dated this 2<sup>nd</sup> day of February 2017  
At The Hague, The Netherlands

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<sup>31</sup> ICC-01/04-02/06-1675.

<sup>32</sup> ICC-01/04-02/06-1713.

<sup>33</sup> ICC-01/04-02/06-1762.

<sup>34</sup> ICC-01/04-02/06-T-19-ENG, p. 11, l. 7 to p. 12, l. 3.

<sup>35</sup> ICC-01/04-02/06-611, para. 15.