



Original: English

No.: ICC-02/11-01/15

Date: 15 March 2017

TRIAL CHAMBER I

Before: Judge Cuno Tarfusser, Presiding Judge
Judge Olga Herrera-Carbuccia
Judge Geoffrey Henderson

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF

THE PROSECUTOR

v. LAURENT GBAGBO and CHARLES BLÉ GOUDÉ

Public

**Public redacted version of "Prosecution's notice of the
postponement of Witness [REDACTED] in the order of appearance",
ICC-02/11-01/15-852-Conf dated 15 March 2017**

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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Ms Paolina Massidda

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

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Victims**

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States' Representatives

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REGISTRY

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

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Detention Section

**Victims Participation and Reparations
Section**

Other

Introduction

1. Pursuant to paragraph 5 of the Trial Chamber's amended and supplemented directions on the conduct of the proceedings¹ ("Directions"), the Prosecution notifies the Trial Chamber, the Parties and participants that Witness [REDACTED] will not be called to testify in the order as announced in the Prosecution filing of 31 January 2017 providing, *inter alia*, the calling order of remaining witnesses ("Calling Order of Witnesses").²

Confidentiality

2. This filing is classified as "Confidential", pursuant to regulation 23bis (1) of the Regulations of the Court, as it refers to evidence and information that is not yet available to the public, namely detail of the order of appearance of Prosecution witnesses. The Prosecution will file concurrently a public redacted version that will maintain the confidentiality of the relevant witness pseudonyms.

Submissions

3. The Directions require the calling party to promptly inform the Chamber, the other Parties and the participants of any change to the order of witnesses.³ Scheduled to testify as the 40th witness in the case as indicated in the Calling Order of Witnesses,⁴ the Prosecution has to postpone Witness [REDACTED]'s testimony due to the fact that the [REDACTED]. The Prosecution has therefore been unable to complete the proper transfer of Witness [REDACTED] to the Victims and Witness Unit to facilitate his testimony at trial.

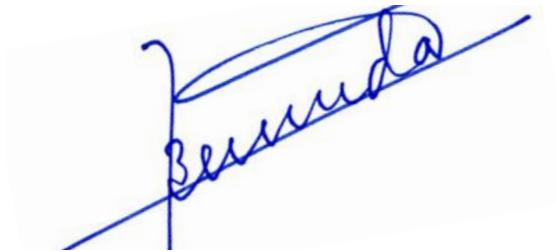
¹ ICC-02/11-01/15-498-AnxA ("Directions").

² ICC-02/11-01/15-788-AnxA ("Calling Order of Witnesses").

³ ICC-02/11-01/15-498-AnxA, para. 5.

⁴ ICC-02/11-01/15-788-AnxA, p. 3.

4. The Prosecution will provide reasonable advance notice of the new position of this Witness when it is able to do so. The remainder of the schedule is maintained as announced in the Calling Order of Witnesses.



Fatou Bensouda, Prosecutor

Dated this 15th day of March 2017

At The Hague, The Netherlands