



Original: **English**

No.: **ICC-01/04-02/06**

Date: **13 June 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**

Defence Updated List of Evidence

Source: Defence Team of Mr Bosco Ntaganda

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

The Office of the Prosecutor

Ms Fatou Bensouda
Mr James Stewart
Ms Nicole Samson

Counsel for the Defence

Me Stéphane Bourgon
Me Christopher Gosnell

Legal Representatives of Victims

Ms Sarah Pellet
Mr Dmytro Suprun

Legal Representatives of 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

Registrar

Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

I. INTRODUCTION

1. Counsel representing Bosco Ntaganda (“Defence”) hereby provides notice of its updated list of evidence and disclosure pursuant to Trial Chamber VI’s (“Chamber”) *Decision supplementing the Decision on the Conduct of Proceedings (ICC-01/04-02/06-619) and providing directions related to preparations for the presentation of evidence by the Defence* issued on 30 January 2017.¹ Annex 1 lists the material disclosed since 26 April 2017 and intended for use as exhibits.

II. PROCEDURAL BACKGROUND

2. On 30 January 2017, the Chamber ordered the Defence to file the final version of its List of Evidence by 26 April 2017.² The Chamber further noted that the current procedure in place for additions to the List of Evidence will continue to apply.³
3. The Trial Chamber also held at the beginning of the Prosecution case that it was “unnecessary to rule specifically on amendments to the List of Evidence.”⁴

III. PROVISION OF AN UPDATED LIST OF EVIDENCE

4. In accordance with the Chamber’s instructions of 30 January 2017,⁵ the Defence hereby provides an Updated List of Evidence (Annex A).
5. This updated list reflects disclosure of thirty eight documents including: (i) screenshots of Prosecution videos; (ii) Statement provided by Witness D-0300

¹ Decision supplementing the Decision on the Conduct of Proceedings (ICC-01/04-02/06-619) and providing directions related to preparations for the presentation of evidence by the Defence, ICC-01/04-02/06-1757, 30 January 2017, p. 6.

² ICC-01/04-02/06-1757, p. 6, para. 11.

³ ICC-01/04-02/06-1757, p. 6, para. 11.

⁴ ICC-01/04-02/06-T-19-ENG 11:18-19.

⁵ ICC-01/04-02/06-1757.

on 9 June 2017 along with annexes A to K; (iii) screenshots of Bunia; and (iv) Defence transcriptions and translations formally disclosed on 13 June 2017.⁶

RESPECTFULLY SUBMITTED ON THIS 13TH DAY OF JUNE 2017

A handwritten signature in black ink, appearing to read 'StB' with a flourish at the end.

Me Stéphane Bourgon, Counsel for Bosco Ntaganda

The Hague, The Netherlands

⁶ Courtesy copies of this Defence disclosure had been provided to the Prosecution and the Legal Representatives of Victims on 9 June 2017 in light of the upcoming testimony of Witness D-0300.