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No.: ICC-02/11-01/15
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TRIAL CHAMBER I

Before: Judge Cuno Tarfusser, Presiding Judge
Judge Olga Herrera Carbuccion
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
With Confidential Annexes A to H**

**Prosecution's Communication of Evidence Disclosed to the Defence on
1 and 24 August 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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REGISTRY

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Mr Herman von Hebel

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Introduction

1. The Prosecution hereby provides its monthly report relating to disclosures to Mr Gbagbo and Mr Blé Goudé on 1 and 24 August 2017.
2. All disclosed material was provided *via* TRIM electronically, in a format that complies with the e-Court Protocol as approved for the trial stage.

Request for Confidentiality

3. Annexes A,¹ B,² C,³ D,⁴ E,⁵ F,⁶ G⁷ and H⁸ appended to this communication contain the disclosure letters and lists provided to the Defence. The Prosecution requests that these annexes be received as “Confidential” since they relate to *inter partes* disclosure.

Disclosure of 1 August 2017

4. The Prosecution provides notice of the disclosure, on 1 August 2017, to Mr Gbagbo and Mr Blé Goudé, of a Metadata Update package,⁹ which contained one item already disclosed as rule 77 material. The “Main Date field” was corrected for this document.
5. Further details are provided in the disclosure letters and lists at Confidential Annexes A and B.

¹ Disclosure letter and list for the Metadata Update package provided to the Defence of Laurent Gbagbo on 1 August 2017.

² Disclosure letter and list for the Metadata Update package provided to the Defence of Charles Blé Goudé on 1 August 2017.

³ Disclosure letter and list for INCRIM package 80 provided to the Defence of Laurent Gbagbo on 24 August 2017.

⁴ Disclosure letter and list for INCRIM package 80 provided to the Defence of Charles Blé Goudé on 24 August 2017.

⁵ Disclosure letter and list for Rule 77 package 83 provided to the Defence of Laurent Gbagbo on 24 August 2017.

⁶ Disclosure letter and list for Rule 77 package 83 provided to the Defence of Charles Blé Goudé on 24 August 2017.

⁷ Disclosure letter and list for the Metadata Update package provided to the Defence of Laurent Gbagbo on 24 August 2017.

⁸ Disclosure letter and list for the Metadata Update package provided to the Defence of Charles Blé Goudé on 24 August 2017.

⁹ Annex A and Annex B.

Disclosure of 24 August 2017

6. The Prosecution provides notice of the disclosure, on 24 August 2017, to Mr Gbagbo and Mr Blé Goudé, of INCRIM package 80,¹⁰ which contained 18 items. The package consisted of:
 - a. A transcript of Witness P-0500's interview,¹¹ disclosed in unredacted form. The document was re-disclosed ahead of this witness testimony;
 - b. Sixteen English translations of transcripts¹² related to Witnesses P-0088 and P-0087's video footage, which were previously disclosed and included in the Prosecution's List of Evidence. These translations are aimed to be inserted into the English court transcripts of Witnesses P-0088 and P-0087's testimonies; and
 - c. Transcript of RTI video CIV-OTP-0100-0659,¹³ which was previously disclosed and included in the Prosecution's List of Evidence.
7. Further details are provided in the disclosure letters and lists at Confidential Annexes C and D.
8. The Prosecution further provides notice of the disclosure, on 24 August 2017, to Mr Gbagbo and Mr Blé Goudé, of rule 77 package 83,¹⁴ which contained two items. The package consisted of:
 - a. An investigator's report related to Witness P-0582.¹⁵ This document is Annex B to ICC-02/11-01/15-1004-Conf;

¹⁰ Annex C and Annex D.

¹¹ Item 1 in the Prosecution's List of Disclosed Material.

¹² Items 2 to 17 in the Prosecution's List of Disclosed Material.

¹³ Item 18 in the Prosecution's List of Disclosed Material.

¹⁴ Annex G and Annex H.

¹⁵ Item 1 in the Prosecution's List of Disclosed Material.

- b. A publicly available media article¹⁶ related to Witness P-0500. The Prosecution disclosed it ahead of this witness testimony.
9. Further details are provided in the disclosure letters and lists at Confidential Annexes E and F.
10. The Prosecution finally provides notice of the disclosure, on 24 August 2017, to Mr Gbagbo and Mr Blé Goudé, of a Metadata Update package,¹⁷ which contained 35 items, already disclosed as INCRIM¹⁸ or rule 77 material.¹⁹ The “Main Date” field was updated for all the items.
11. Further details are provided in the disclosure letters and lists at Confidential Annexes G and H.



Fatou Bensouda, Prosecutor

Dated this 7th day of September 2017

At The Hague, The Netherlands

¹⁶ Item 2 in the Prosecution’s List of Disclosed Material.

¹⁷ Annex G and Annex H.

¹⁸ Items 1 and 2 in the Prosecution’s List of Disclosed Material.

¹⁹ Items 3 and 35 in the Prosecution’s List of Disclosed Material.