

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: **ICC-02/04-01/15**
Date: **12 December 2017**

TRIAL CHAMBER IX

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

SITUATION IN UGANDA

IN THE CASE OF

THE PROSECUTOR v. DOMINIC ONGWEN

Public
with Confidential Annex A and Public Annex B

Prosecution's submission of its Fifth 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:

The Office of the Prosecutor

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Section**

Other

1. Following the Trial Chamber's "Decision on Prosecution Requests Related to Mental Health Expert Evidence",¹ the Office of the Prosecutor hereby submits its Fifth Updated List of Evidence (Annex A) and summaries of the anticipated testimony of Witnesses P-0445, P-0446, and P-0447 (Annex B).

2. The summaries of anticipated testimony contained in Annex B relate to the Prosecution's three mental health experts, whose reports will be submitted pursuant to rule 68(3). In light of the Chamber's guidance at paragraph 14 of Decision 1073, the Prosecution plans to put questions to the experts during supplementary examination that are premised on factual propositions drawn from the evidence in this case. The Prosecution has not yet made a final determination of which factual propositions will be put to the witnesses, and therefore proposes to file amended summaries detailing such propositions no later than 28 February 2018.

3. Annex A is filed as "Confidential" pursuant to regulation 23*bis* of the Regulations of the Court, because it contains information that is classified as confidential in the case record.



Fatou Bensouda, Prosecutor

Dated this 12th December 2017
At The Hague, The Netherlands

¹ ICC-02/04-01/15-1073.