

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/09-01/20

Date: 26 April 2021

PRE-TRIAL CHAMBER A (ARTICLE 70)

Before: Judge Reine Adélaïde Sophie Alapini-Gansou

SITUATION IN THE REPUBLIC OF KENYA

IN THE CASE OF *THE PROSECUTOR v. PAUL GICHERU*

Public

With Confidential Annexes A and B

Prosecution's Ninth Communication of the Disclosure of Evidence

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

Ms Fatou Bensouda
Mr James Stewart
Mr Anton Steynberg

Counsel for the Defence

Mr Michael G. Karnavas

Legal Representatives of the Victims

Legal Representatives of the 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 Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. In keeping with prior practice to keep the Chamber informed of the execution of its disclosure obligations, and in accordance with the Chamber's "Decision Setting the Regime for Evidence Disclosure and Other Related Matters",¹ the Office of the Prosecutor ("Prosecution") files in the record herewith its communication to the Defence of potentially exonerating and rule 77 material.
2. On 21 April 2021, the Prosecution disclosed 30 items, as detailed in Confidential Annex A.² On 23 April 2021, the Prosecution disclosed 14 items, as detailed in Confidential Annex B.³



Fatou Bensouda, Prosecutor

Dated this 26th day of April 2021
At The Hague, The Netherlands

¹ ICC-01/09-01/20-67.

² Annex A is classified as Confidential as it contains information which could identify witnesses if disclosed to the public.

³ Annex B is classified as Confidential as it contains information which could identify witnesses if disclosed to the public.