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No.: **ICC-01/14-01/21**

Date: **1 October 2021**

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Single Judge

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC II
IN THE CASE OF *PROSECUTOR v. MAHAMAT SAID ABDEL KANI***

**Public
with Confidential Annex A**

Prosecution's Sixth Report on Disclosure and Related Matters

Source: Office of the Prosecutor

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

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I. INTRODUCTION

1. The Office of the Prosecutor (“Prosecution”) hereby submits its Sixth Report on Disclosure and Related Matters (“Sixth Disclosure Report”) as requested in the Order on Disclosure and Related Matters (“Order”).¹ Additionally, the Prosecution submits an updated List of Disclosure Packages in confidential Annex A.

II. CONFIDENTIALITY

2. Annex A is classified confidential in accordance with regulation 23*bis*(2) of the Regulations of the Court (“Regulations”) because it relates to the Order, which is confidential.

III. SUBMISSIONS

3. Since the start of the reporting period, the Prosecution has disclosed 45 Pre-Confirmation INCRIM packages, 20 Pre-Confirmation Rule 77 packages, one Pre-Confirmation PEXO package, seven Pre-Confirmation Metadata Update packages, one Pre-Confirmation Image Update package, and two Pre-Confirmation Other packages. The packages include a total of 12,359 items (60,476 pages).

4. The Prosecution recalls that the types of evidence and other items disclosed are indicated in the Annexes to each disclosure notification. In confidential Annex A, an overview is provided, which lists the September disclosure packages, disclosure dates, and number of items disclosed, and describes the content of the disclosure packages.

5. On 30 August 2021, the Prosecution completed its Pre-Confirmation disclosure.² In line with its ongoing disclosure and translation obligations, and as stated recently,

¹ ICC-01/14-01/21-50-Conf, para. 30.

² ICC-01/14-01/21-144-Conf-AnxB-Corr; ICC-01/14-01/21-149-Conf-AnxA; ICC-01/14-01/21-155-Conf; ICC-01/14-01/21-185-Conf, para. 14.

³ the Prosecution continues to disclose promptly to the Defence any further relevant evidence in its possession.

6. In so doing, during the month of September, the Prosecution disclosed Pre-Confirmation INCRIM package 045 and Other Package 001 on 13 September 2021 as well as Other package 002 and Rule 77 package 020 on 21 September 2021.⁴

7. To be clear, the Prosecution does not seek to rely at confirmation on any items disclosed in the September packages.

IV. CONCLUSION

8. The Prosecution's disclosure obligations continue, and as such the next report will be provided for consideration by the Single Judge on 1 November 2021.

A handwritten signature in blue ink, consisting of a stylized 'K' followed by a horizontal line and a dot.

Karim A. A. Khan QC, Prosecutor

Dated this 1st day of October 2021
At The Hague, The Netherlands

³ ICC-01/14-01/21-185-Conf, para. 17.

⁴ See confidential Annex A for further detail about these packages.