



Original: **English**

No.: ICC-02/05-01/20

Date: **5 January 2022**

TRIAL CHAMBER I

Before: Judge Joanna Korner, Presiding Judge
Judge Reine Alapini-Gansou
Judge Althea Violet Alexis-Windsor

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
THE PROSECUTOR *v.*
ALI MUHAMMAD ALI ABD-AL-RAHMAN ("ALI KUSHAYB")**

Public With Confidential, <i>EX PARTE</i>, available only to the Prosecution, Annexes 1 and 2, and Confidential Annex 3 Prosecution's submission of the List of Witnesses and the List of Evidence
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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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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 Section

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Mr Philipp Ambach

Other

1. In accordance with the Trial Chamber's orders,¹ the Prosecution hereby submits its List of Witnesses, appended as Annexes 1 and 2, and its List of Evidence, appended as Annex 3.
2. Pursuant to regulation 23*bis*(1) of the Regulations of the Court, Annexes 1 and 2 are filed as confidential, *ex parte*, available only to the Prosecution, because they contain sensitive information pertaining to those witnesses whose identities will be disclosed on a delayed basis, after 5 January 2022.² The Prosecution is simultaneously filing confidential redacted versions of Annexes 1 and 2.
3. Annex 3 is filed as confidential because it contains sensitive information relating to the Prosecution's witnesses and evidence.



Karim A. A. Khan QC

Prosecutor

Dated this 5th day of January 2022

At The Hague, The Netherlands

¹ Directions on the conduct of proceedings, [ICC-02/05-01/20-478](#), paras. 5, 7.

² See [ICC-02/05-01/20-T-018-Conf-ENG](#), p. 51, l. 4-p. 54, l. 11.