



Original: **English**

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

Date: **25 February 2022**

TRIAL CHAMBER VI

Before: Judge Miatta Maria Samba, Single Judge

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

Public

with Confidential Annexes A and B

Prosecution's Communication of the Disclosure of Evidence on 24 February 2022

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

Mr Karim A.A. Khan QC

Mr James Stewart

Mr Eric MacDonald

Counsel for Defence

Ms Jennifer Naouri

Mr Dov Jacobs

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

**The Office of Public Counsel
for Victims**

Ms Sarah Pellet

Ms Caroline Walter

**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

I. INTRODUCTION

1. The Office of the Prosecutor (“Prosecution”) submits this communication regarding the disclosure of evidence.

II. CONFIDENTIALITY

2. The Annexes, appended to this filing, are classified as “Confidential” as they relate to evidence disclosed *inter partes* that should not be released to the public.

III. SUBMISSIONS

3. On 24 February 2022, the Prosecution disclosed to the Defence of Mahamat Said Abdel Kani “Pre-Trial INCRIM package 050” containing 3 items and “Pre-Trial Other package 004” containing 154 items.

4. The disclosure of “Pre-Trial INCRIM package 050” consists of materials relevant to OCRB that are classified as incriminatory evidence. This package contains investigator reports related to witnesses P-1432, P-1762, P-0320 and P-2478.

5. The disclosure of “Pre-Trial Other package 004” consists of documents from Ministry of Public Security of CAR collected by the Prosecution and includes press articles, reports, correspondence, orders and instructions. The Prosecution has now completed the review of all materials collected from the Ministry of Public Security.¹ The Prosecution provides these remaining items for the sake of completeness as part of its ongoing review of the evidence and under the legal classification of “Other” as

¹ The Prosecution has already disclosed 302 items of Ministry of Public Security of CAR evidence collection in the following packages: Pre-Confirmation INCRIM package 002 on 14 April 2021, Pre-Confirmation INCRIM package 008 on 30 April 2021, Pre-Confirmation Rule 77 package 001 on 18 May 2021, Pre-Confirmation INCRIM package 040 on 05 August 2021, Pre-Confirmation INCRIM package 043 on 16 August 2021, Pre-Confirmation Rule 77 package 007 on 27 August 2021 and Pre-Confirmation Other package 001 on 13 September 2021. In 2022, in Pre-Trial INCRIM package 049 and Pre-Trial Rule 77 package 024 on 17 February 2022.

they do not obviously include information material to the preparation of the Defence under rule 77 of the Rules of Procedure and Evidence.

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 25th day of February 2022
At The Hague, The Netherland