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

Date: **20 April 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, B, C, D, E and F

Prosecution's Communication of the Disclosure of Evidence on 14 April 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

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Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
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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 14 April 2022, the Prosecution disclosed to the Defence of Mahamat Said Abdel Kani "Pre-Trial INCRIM package 062" containing 18 items, "Pre-Trial Rule 77 package 028" containing 104 items, "Pre-Trial Rule 77 package 029" containing 10 items, "Pre-Trial Other package 008" containing 46 items, "Pre-Trial re-classification to INCRIM package 002" containing 12 items and "Pre-Trial Metadata Update package 009" containing 1 item.

4. The disclosure of "Pre-Trial INCRIM package 062" consists of materials which are relevant to aspects of the chapeau elements of article 7 and 8 of the Rome Statute that are classified as incriminatory evidence. This package includes witness documents, victim complaints, tables lists, audio video material and translations.

5. The disclosure of "Pre-Trial Rule 77 package 028" consists of non-witness related evidence and includes photographs, tables, translations and a report, which are deemed material to the preparation of the Defence.

6. The disclosure of "Pre-Trial Rule 77 package 029" consists of non-witness related evidence and a witness transcript which are deemed material to the preparation of the Defence. These materials were also included in a disclosure request of the Defence.

7. The disclosure of “Pre-Trial Other package 008” consists of non-witness related evidence and includes press articles, reports, correspondence, audio video material, transcripts and translations. The Prosecution provides these items for the sake of completeness as part of its ongoing review of the evidence and under the legal classification of “Other” as they do not obviously include information material to the preparation of the Defence under rule 77 of the Rules of Procedure and Evidence. These materials were also included in a disclosure request of the Defence.

8. The disclosure of “Pre-Trial re-classification to INCRIM package 002” consists of documents which are now re-classified as INCRIM.

9. The disclosure of “Pre-Trial Metadata Update package 009” consists of a report, which is re-disclosed with an update to the “Main Date” metadata field.

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 20th day of April 2022
At The Hague, The Netherlands