

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **31 January 2023**

TRIAL CHAMBER VI

Before: Judge Miatta Maria Samba, Presiding Judge
Judge María del Socorro Flores Liera
Judge Sergio Gerardo Ugalde Godínez

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

Public
with Confidential Annexes A and B
(Updated Annexes I and J of the original List of Evidence)

Prosecution's Updated List 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

Mr Karim A.A. Khan KC
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Ms Holo Makwaia

Counsel for Defence

Ms Jennifer Naouri
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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
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**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. CONFIDENTIALITY

1. Pursuant to regulation 23*bis*(1) of the Regulations of the Court, Annexes A and B which are the updated Annexes I and J of the original List of Evidence (“Updated Annexes”) are filed as confidential because they contain information that would or may identify Prosecution witnesses or relate to otherwise confidential evidence. The Prosecution submits that they are of such nature that no meaningful public redacted version is feasible.

II. SUBMISSIONS

2. Pursuant to the order of Trial Chamber VI (“Chamber”) in its Decision on the “Prosecution’s request to introduce prior recorded testimony pursuant to rule 68(3) and to include four items to the Prosecution’s List of Evidence”¹, the Prosecution hereby provides an updated List of Evidence (“LoE”). The updated LoE includes the items previously granted by the Chamber in relation to the witnesses P-2105², P-1429³, P-2692⁴ as well as for P-2931.⁵

3. For ease of reference, the Annexes to this filing are submitted as follows:

- Annex A: Updated Annex I – Items included in requests pursuant to rule 68(3) of the Rules;
- Annex B: Updated Annex J – Items related to *viva voce* witnesses.

¹ ICC-01/14-01/21-T-046-CONF-ENG ET 18-01-2023 T, page 5, lines 10-12.

² Prosecution’s email request dated 17 October 2022 at 14h40 (Item CAR-OTP-2070-0268); Trial Chamber VI e-mail decision dated 20 October 2022 at 14h27.

³ ICC-01/14-01/21-544-Conf (Item CAR-OTP-2135-3837 at 3849 and 3850); ICC-01/14-01/21-T-040-CONF-ENG ET 16-11-2022 T, page 4, lines 12-13.

⁴ ICC-01/14-01/21-565-Conf (Item CAR-OTP-2135-3812 at 3824 and 3825); ICC-01/14-01/21-T-043-CONF-ENG CT 13-12-2022 T, page 5, lines 19-22.

⁵ ICC-01/14-01/21-585-Conf (Items CAR-OTP-2128-0747, CAR-OTP-00000803, CAR-OTP-00000804, CAR-OTP-00000805); ICC-01/14-01/21-T-046-CONF-ENG ET 18-01-2023 T, page 4, lines 18-19, and page 5, lines 8-10.

4. The Prosecution reserves the right to request further additions to this updated LoE.



Karim A. A. Khan KC, Prosecutor

Dated this 31st day of January 2023
At The Hague, The Netherlands