

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/04-01/07

Date: 25 April 2008

PRE-TRIAL CHAMBER I

Before: Judge Sylvia Steiner, Single Judge

**SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
*v. GERMAIN KATANGA AND MATHIEU NGUDJOLO CHUI***

**Public Document
with Confidential Annexes A and B**

**Prosecution's Communication of Incriminatory Evidence Re-Disclosed to the
Defence on 24 April 2008**

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

**Counsel for the Defence of Germain
Katanga**

Mr David Hooper

Mr Göran Sluiter

**Counsel for the Defence of Germain
Katanga**

Mr Jean-Pierre Kilenda Kakengi Basila

Ms Maryse Alié

Legal Representatives of Victims

Mr Joseph Keta

Ms Carine Bapita Buyangandu

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

The Office of the Prosecutor ("Prosecution") herewith notifies the Single Judge that on 24 April 2008 it re-disclosed to the Defence teams of Germain KATANGA and Mathieu NGUDJOLO CHUI the Prosecution's Incriminating Package 8 previously disclosed to the Defence on 21 April 2008.¹ The new package contains 135 documents, as opposed to the 136 previously disclosed.²

The material contained in the new package has been disclosed in the same format as the documents contained in the package disclosed on 21 April, as incriminatory evidence pursuant to Article 61(3)(b) of the Statute and with the redactions authorised in the Fifth Decision on the Prosecution Request for Authorisation to Redact Statements, Investigators' Notes, Written Consents and documents relating to Witnesses 157, 161, 268, 279, 280 and 311³ ("Fifth Decision on Redactions") and the Sixth Decision on the Prosecution Request for Authorisation to Redact the Interview Transcripts of Witness 238⁴ ("Sixth Decision on Redactions").

¹ ICC-01/04-01/07-417 with Confidential Annexes A and B.

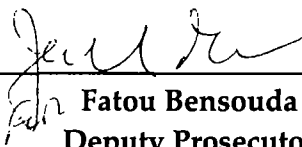
² See ICC-01/04-01/07-435-Conf, paras. 1 and 5.

³ ICC-01/04-01/07-427.

⁴ ICC-01/04-01/07-425.

Request for Confidentiality

Annexes A⁵ and B⁶ appended to this communication contain the "List of Disclosed Material" provided to each Defence team on 24 April 2008. The Prosecution requests that these annexes be received by the Single Judge as "Confidential" since they relate to *inter partes* disclosure.



Fatou Bensouda
Deputy Prosecutor
on behalf of
Luis Moreno-Ocampo
Prosecutor

Dated this 25th day of April 2008

At The Hague, The Netherlands

⁵ List of Disclosed Material provided to the Defence of Germain Katanga.

⁶ List of Disclosed Material provided to the Defence of Mathieu Ngudjolo Chui.