

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

No.: **ICC-01/04-01/06**
Date: **24 February 2010**

TRIAL CHAMBER I

Before: Judge Adrian Fulford, Presiding Judge
Judge Elizabeth Odio Benito
Judge René Blattmann

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO
IN THE CASE OF
THE PROSECUTOR
v. THOMAS LUBANGA DYILO

**Public Document
with Confidential Annex**

Information on re-disclosure of witness statements

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

Ms Catherine Mabilie

Mr Jean-Marie Biju-Duval

Legal Representatives of Victims

Legal Representatives of Applicants

Mr Luc Walley

Mr Franck Mulenda

Ms Carine Bapita Buyangandu

Mr Joseph Keta Orwinyo

Mr Jean Chrysostome Mulamba

Nsokoloni

Mr Paul Kabongo Tshibangu

Mr Hervé Diakiese

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

Ms Paolina Massidda

States Representatives

Amicus Curiae

REGISTRY

Registrar

Defence Support Section

Ms Silvana Arbia

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Communication of incriminatory evidence

1. The Prosecution informs the Trial Chamber that on 22 February 2010 it re-disclosed to the Defence 17 witness statements as incriminating evidence. The statements are identified in the attached "List of Disclosed Materials".¹
2. These statements were re-disclosed without redactions to several interview locations and names of interpreters or psychosocial experts.

Submission of originals of incriminatory evidence

3. The Prosecution herewith submits the original version of 7 items.²

Item for which no physical original is being filed

4. In respect of 3 items, the originals have previously been filed with the Registry.³
5. The remaining 7 items are electronic documents which will not be provided to the Registry as the containers also contain undisclosed documents.⁴



Luis Moreno-Ocampo, Prosecutor

Dated this 24th day of February 2010

At The Hague, The Netherlands

¹ Confidential Annex.

² The original items are DRC-OTP-0179-0024, DRC-OTP-0179-0032, DRC-OTP-0180-0090, DRC-OTP-0180-0125, DRC-OTP-0180-0128, DRC-OTP-0180-0152 and DRC-OTP-1006-0081.

³ The originals of DRC-OTP-1006-0054, DRC-OTP-1006-0079 and DRC-OTP-1006-0080 were filed following disclosure in ICC-01/04-01/07.

⁴ The electronic items are DRC-OTP-0204-0564, DRC-OTP-0204-0572, DRC-OTP-0204-0599, DRC-OTP-0204-0624, DRC-OTP-0204-0637, DRC-OTP-0206-0149 and DRC-OTP-0206-0151.