



Original: English

No.: ICC-01/09-01/11
Date: 10 January 2013

TRIAL CHAMBER V

Before: Judge Kuniko Ozaki, Presiding Judge
Judge Christine Van den Wyngaert
Judge Chile Eboe-Osuji

SITUATION IN THE REPUBLIC OF KENYA

*IN THE CASE OF
THE PROSECUTOR v. WILLIAM SAMOEI RUTO and JOSHUA ARAP SANG*

**Public
With Confidential Annex A**

**Prosecution's Communication of the Disclosure of Evidence in accordance with
the "Decision on the schedule leading up to trial" (ICC-01/09-01/11-440)**

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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Unrepresented Victims

**Unrepresented Applicants for
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Victims**

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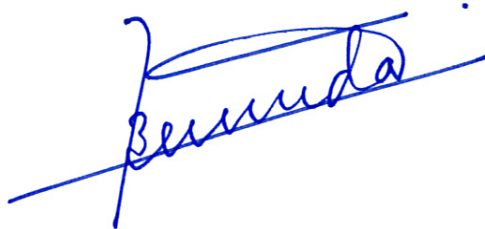
Maria Luisa Martinod-Jacome

Detention Section

**Victims Participation and Reparations
Section**

Other

1. In the “Decision on the schedule leading up to trial”,¹ Trial Chamber V (‘the Chamber’) ordered the Prosecution to disclose to the defence all incriminatory material in the form of witness statements and any other materials to be relied on at trial, as well as the disclosure of all Article 67(2) material and provision of all Rule 77 material by 9 January 2013.
2. In accordance with this decision, on 9 January 2013, the Prosecution disclosed 494 items, as spelled out in the lists attached as Confidential Annex A.²
3. The items contain standard redactions implemented in accordance with the Chamber’s “Decision on the protocol establishing a redaction regime”,³ as well as A.4 non-standard redactions, which the Chamber authorised in decision ICC-01/09-01/11-518-Conf.



Fatou Bensouda, Prosecutor

Dated this 10th day of January 2013

At The Hague, The Netherlands

¹ ICC-01/09-01/11-440.

² Annex 1 is classified as Confidential due to the confidential nature of the materials disclosed.

³ ICC-01/09-01/11-458.