



Original: **English**

No.: ICC-02/11-02/11
Date: **1 September 2014**

PRE-TRIAL CHAMBER I

Before: Judge Silvia Fernández de Gurmendi, Single Judge

SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE

IN THE CASE OF THE PROSECUTOR v. CHARLES BLÉ GOUDÉ

PUBLIC

With Confidential Annexes A and B

**Prosecution's Communication of Evidence Disclosed to the Defence
on 29 August 2014**

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

Ms Fatou Bensouda, Prosecutor
Mr James Stewart, Deputy Prosecutor
Mr Eric Macdonald, Senior Trial Lawyer

Counsel for the Defence

Mr Nicholas Kaufman

Legal Representatives of the Victims

Ms Paolina Massidda

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Defence Support Section

Deputy Registrar

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

1. The Office of the Prosecutor ("Prosecution") notifies Pre-Trial Chamber I ("Chamber") of its disclosure, on 29 August 2014, of two incriminating documents¹ and nine Rule 77 documents.²
2. The Prosecution re-disclosed as incriminatory evidence two transcripts of witness P-0044 with fewer redactions. On 26 August 2014, the Defence requested the lifting of some redactions in P-0044's transcribed statements. The Prosecution provided the Defence with a less redacted version of the transcribed statements the next day via email. The incriminating evidence was provided in a format that complies with the e-Court protocol approved by the Pre-Trial Chamber on 29 August 2014.
3. The Rule 77 material was disclosed pursuant to the Chamber's decision of 27 August 2014,³ which authorised the redactions to the identity of P-0414 and P-0422. Additionally, eight out of the nine documents contained redactions to their image pursuant to Rule 81(2). All of these *proprio motu* redactions were applied pursuant to decision ICC-02/11-02/11-67, paragraph 12. The disclosed material was provided in a format that complies with the eCourt protocol approved by the Chamber.

¹ 20140829 Pre-Confirmation INCRIM Package 10.

² 20140829 Pre-Confirmation Rule 77 Package 7.

³ ICC-02/11-02/11-131-Conf-Red, para. 11.

Request for Confidentiality

4. Annexes A⁴ and B⁵ appended to this communication contain the disclosure note and pre-inspection report provided to the Defence. The Prosecution requests that these annexes be received as “Confidential” since they relate to *inter partes* disclosure.



Fatou Bensouda, Prosecutor

Dated this 1st day of September 2014

At The Hague, The Netherlands

⁴ Disclosure note for INCRIM Package 10 provided to the Defence of Charles Blé Goudé on 29 August 2014.

⁵ Pre-inspection report for Rule 77 Package 7 provided to the Defence of Charles Blé Goudé on 29 August 2014.