



Original: English

No.: ICC-02/05-01/20

Date: 18 May 2021

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Single Judge

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
THE PROSECUTOR *v.*
ALI MUHAMMAD ALI ABD-AL-RAHMAN (“ALI KUSHAYB”)**

**Public
with Confidential Annex A**

**Prosecution’s notification of the disclosure of evidence
on 18 May 2021**

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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Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
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States Representatives

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REGISTRY

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Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. INTRODUCTION

1. The Prosecution submits to the Single Judge Rosario Salvatore Aitala (“Single Judge”), acting for Pre-Trial Chamber II, this notification of the disclosure of evidence pursuant to article 61(3)(b) of the Rome Statute.

II. CLASSIFICATION

2. This filing is classified as public with confidential Annex A. The Prosecution classifies Annex A as confidential since it relates to *inter partes* disclosure and contains confidential information.

III. SUBMISSIONS

3. On 18 May 2021, the Prosecution disclosed to the Defence one package of evidence consisting of one item (13 pages). Pre-Confirmation INCRIM package 64 contains one English translation related to DAR-OTP-P-0581.
4. The redactions applied to the disclosed item are minimal and are applied according to the procedure to disclosure adopted by the Single Judge on 17 August 2020.¹



Fatou Bensouda
Prosecutor

Dated this 18th day of May 2021

At The Hague, The Netherlands

¹ ICC-02/05-01/20-116, paras. 12 and 13.