

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

No.: ICC-01/04-01/06

Date: 6 October 2006

PRE-TRIAL CHAMBER I

Before: Judge Claude Jorda, Single Judge

Registrar: Mr Bruno Cathala

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

Public Document with Confidential Annex

**Submission of the Rule 77 Pre-Inspection Note following the Provision of
Materials falling under Rule 77 of the Rules of Procedure and Evidence to the
Defence on 5 October 2006**

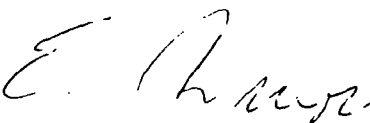
The Office of the Prosecutor
Mr Luis Moreno-Ocampo, Prosecutor
Ms Fatou Bensouda, Deputy Prosecutor
Mr Ekkehard Withopf, Senior Trial Lawyer

Counsel for the Defence
Mr Jean Flamme
Ms Véronique Pandanzyla

**Office of Public Counsel
for the Defence**
Ms Melinda Taylor

1. In compliance with the Decisions of the Single Judge of the Pre-Trial Chamber of 15 May 2006¹, 24 May 2006², 28 September 2006³ and the Single Judge's oral Decision of 23 June 2006,⁴ the Prosecution herewith submits the "Pre-Inspection Note"⁵ in respect of the provision of materials that fall under Rule 77 to the Defence on 5 October 2006.

2. The Prosecution identified three documents that fall under Rule 77.⁶ The Prosecution provided the Defence with a CD containing the electronic versions of these three documents. All documents set out in the "Pre-Inspection Note" contain redactions as authorised by the Single Judge.⁷



 Luis Moreno-Ocampo
 Prosecutor

Dated this 6th day of October 2006
 At The Hague, The Netherlands

¹ Decision on the Final System of Disclosure and the Establishment of a Timetable, 15 May 2006.

² Decision on the Postponement of the Confirmation Hearing and the Adjustment of the Timetable Set in the Decision on the Final System of Disclosure, 24 May 2006.

³ Decision on the Prosecution Information in respect of the Second Decision on Rule 81 Motions, 28 September 2006 ("Decision on the Prosecution Information").

⁴ See Transcript of 23 June 2006 Status Conference (English), pp. 49-50.

⁵ Attached hereto as Confidential Annex.

⁶ The Prosecution refers to its oral submissions at the occasion of the status conference of 14 July 2006. See (English) transcript, at page 46.

⁷ Decision on the Prosecution Information.