

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original : English

No.: ICC-01/04-01/06  
Date: 21 November 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**

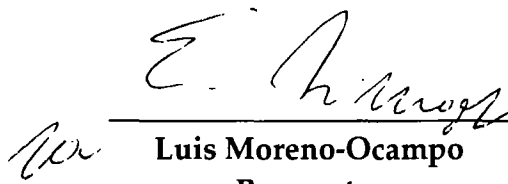
**Submission of the Rule 77 Pre-Inspection Note following the Provision of  
Materials falling under Rule 77 of the Rules of Procedure and Evidence to the  
Defence on 17 November 2006**

**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 2006<sup>1</sup> and 24 May 2006<sup>2</sup>, and the Single Judge's oral Decision of 23 June 2006<sup>3</sup>, the Prosecution herewith submits the "Pre-Inspection Note"<sup>4</sup> in respect of the provision of materials that fall under Rule 77 to the Defence on 17 November 2006.
  
2. In this particular instance, following the Decision of the Single Judge of 17 November 2007<sup>5</sup>, the Prosecution provided materials that fall under Rule 77 as detailed in the annexed "Pre-Inspection Note".<sup>6</sup> The Prosecution made available to the Defence a CD containing the electronic versions of these materials.

  
**Luis Moreno-Ocampo**  
**Prosecutor**

Dated this 21<sup>st</sup> day of November 2006  
 At The Hague, The Netherlands

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

<sup>2</sup> 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.

<sup>3</sup> See Transcript of 23 June 2006 Status Conference (English), pp. 49-50.

<sup>4</sup> Attached hereto as Confidential Annex.

<sup>5</sup> Decision on Defence Requests for Disclosure of Materials, 17 November 2006.

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