



Original: English

No.: ICC-02/05-03/09

Date: 6 October 2010

PRE-TRIAL CHAMBER I

Before: Judge Cuno Tarfusser, Single Judge

SITUATION IN DARFUR, THE SUDAN

***IN THE CASE OF THE PROSECUTOR
V.***

ABDALLAH BANDA ABAKAER NOURAIN

***AND
SALEH MOHAMMED JERBO JAMUS***

**Public Document
with Confidential Annexes A and B**

**Prosecution's Communication of Incriminating Evidence Disclosed to the Defence
on 5 October 2010**

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

Counsel for the Defence

Mr Karim A.A Khan

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

**The Office of Public Counsel for
Victims**

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

States Representatives

Amicus Curiae

REGISTRY

Registrar

Ms Silvana Arbia

Defence Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

The Office of the Prosecutor (“Prosecution”) herewith notifies Pre-Trial Chamber I (“Chamber”) of its disclosure on 5 October 2010 of INCRIM package 5, containing 12 items, to the Defence teams of ABDALLAH BANDA ABAKAER NOURAIN and SALEH MOHAMMED JERBO JAMUS. The disclosures took place in accordance with the Chamber’s “Decision on the Prosecutor’s application for redactions and for authorization of discrete redactions to the meta-data field foreseen by the E-Court Protocol”¹ and “Decision on issues relating to disclosure”².

Request for Confidentiality

Annexes A and B appended to this communication contain the “Disclosure Notes” provided to the Defence teams. The Prosecution requests that these annexes be received as “Confidential” since they relate to *inter partes* disclosure.



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Luis Moreno-Ocampo
Prosecutor

Dated this 6th day of October 2010
At The Hague, The Netherlands

¹ ICC-02/05-03/09-68

² ICC-02/05-03/09-49