

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-02/11-01/15**

Date: **19 July 2016**

**TRIAL CHAMBER I**

**Before: Judge Cuno Tarfusser, Single Judge**

**SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE  
IN THE CASE OF  
*THE PROSECUTOR v. LAURENT GBAGBO and CHARLES BLÉ GOUDÉ***

**Public**

**Order on the reclassification and filing of public redacted versions of documents**

Decision to be notified, in accordance with Regulation 31 of the *Regulations of the Court*, to:

**The Office of the Prosecutor**

Fatou Bensouda  
James Stewart  
Eric MacDonald

**Counsel for Mr Laurent Gbagbo**

Emmanuel Altit  
Agathe Bahi Baroan

**Counsel for Mr Charles Blé Goudé**

Geert-Jan Alexander Knoops  
Claver N'dry

**Legal Representatives of Victims**

Paolina Massidda

**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**

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**Registrar**

Herman von Hebel

**Counsel Support Section**

**Victims and Witnesses Unit**

Nigel Verrill

**Detention Section**

**Victims Participation and Reparations  
Section**

**Others**

**Judge Cuno Tarfusser**, Single Judge exercising the functions of Trial Chamber I of the International Criminal Court in the case of *The Prosecutor v. Laurent Gbagbo and Charles Blé Goudé*, having regard to articles 64(6)(c) and (e) and 68(1) of the Rome Statute (“Statute”) and regulation 23 *bis* (3) of the Regulations of the Court, issues this “Order on the reclassification and filing of public redacted versions of documents”.

1. On 15 January 2013, Pre-Trial Chamber I issued a decision in the case of *The Prosecutor v. Laurent Gbagbo* on a request by the Defence for disclosure under article 67(2) of the Statute and rule 77 of the Rules of Procedure and Evidence (“Rules”).<sup>1</sup> A second decision following up on the same subject-matter was issued on 22 January 2013.<sup>2</sup>
2. On 24 June 2016, the Prosecutor filed the “Prosecution’s request to issue public redacted version of confidential decision of 15 January 2013 (ICC-02/11-01/11-351-Conf)” (ICC-02/11-01/15-600-Conf and -Conf-AnxA), in which she requests the Chamber to issue a public redacted version of said decision, arguing that the approach taken in that decision may have assumed new significance for the interpretation of the Statute and the Rules. The Prosecutor also submits that in case the request is granted, it should be reclassified as “public”, with the exception of the annex which is to be kept confidential.
3. Neither the Defence of Laurent Gbagbo or Charles Blé Goudé, nor the legal representative of victims filed any responses to the Prosecutor’s request.

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<sup>1</sup> “Decision on the ‘Requête aux fins de divulgation de documents et d’éléments indispensables à la préparation de la défense, en vertu des articles 17, 54(1)(a), 57(3)(b), 67(1)(b) et 67(2) du Statut et des règles 77 et 84 du Règlement du Procédure et de Preuve’”, ICC-02/11-01/11-351-Conf.

<sup>2</sup> “Second decision on the ‘Requête aux fins de divulgation de documents et d’éléments indispensables à la préparation de la défense, en vertu des articles 17, 54(1)(a), 57(3)(b), 67(1)(b) et 67(2) du Statut et des règles 77 et 84 du Règlement du Procédure et de Preuve’”, ICC-02/11-01/11-371-Conf.

4. On 19 July 2016, the Chamber filed public redacted versions of the two decisions of Pre-Trial Chamber I mentioned in paragraph 1 above.
5. Further, for sake of completeness of the public record, the Single Judge considers it opportune to also order the parties to file public redacted versions, as appropriate, of the filings related to these decisions.

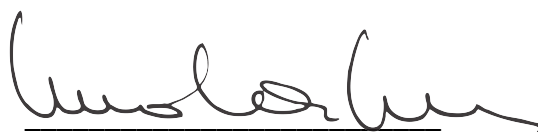
**FOR THE FOREGOING REASONS, THE SINGLE JUDGE HEREBY**

**ORDERS** the Registrar to reclassify as “public” document ICC-02/11-01/15-600-Conf;

**ORDERS** the Defence of Laurent Gbagbo to file a public redacted version, as appropriate, of document ICC-02/11-01/11-316-Conf; and

**ORDERS** the Prosecutor to file public redacted versions, as appropriate, of documents ICC-02/11-01/11-335-Conf and ICC-02/11-01/11-365-Conf-Exp.

Done in both English and French, the English version being authoritative.



**Judge Cuno Tarfusser**  
**Single Judge**

Dated this 19 July 2016

At The Hague, The Netherlands