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**International
Criminal
Court**

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No. ICC-01/14-01/18

Date: 14 June 2022

TRIAL CHAMBER V

Before:

**Judge Bertram Schmitt, Presiding Judge
Judge Péter Kovács
Judge Chang-ho Chung**

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

IN THE CASE OF

***THE PROSECUTOR v. ALFRED YEKATOM AND PATRICE-EDOUARD
NGAÏSSONA***

Confidential

**Fourteenth Decision on the Prosecution Requests for Formal Submission of
Prior Recorded Testimonies under Rule 68(3) of the Rules concerning Witnesses
P-2556 and P-1077**

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

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TRIAL CHAMBER V of the International Criminal Court, in the case of *The Prosecutor v. Alfred Yekatom and Patrice-Edouard Ngaïssona*, having regard to Articles 64(2), 67(1) and 69 of the Rome Statute (the ‘Statute’), and Rule 68(1) and (3) of the Rules of Procedure and Evidence (the ‘Rules’), issues this ‘Fourteenth Decision on the Prosecution Requests for Formal Submission of Prior Recorded Testimonies under Rule 68(3) of the Rules concerning Witnesses P-2556 and P-1077’.

I. Procedural history

1. On 10 March 2021, the Chamber issued its first decision under Rule 68(3) of the Rules (the ‘First Rule 68(3) Decision’), in which it set out the applicable law for requests for the introduction of prior recorded testimonies under Rule 68(3) of the Rules.¹
2. On 3 and 24 March 2022, respectively, the Office of the Prosecutor (the ‘Prosecution’) requested the introduction, under Rule 68(3) of the Rules, of the statements and associated documents of P-2556 (the ‘P-2556 Request’)² and P- 1077 (the ‘P-1077 Request’).³
3. On 4 March 2022, the Yekatom Defence indicated that it does not intend to respond to the P-2556 Request and defers to the Chamber’s discretion.⁴ On 14 March 2022, the Ngaïssona Defence responded to the P-2556 Request.⁵
4. On 1 April 2022, respectively, the Yekatom Defence and the Common Legal Representative of the Victims of the Other Crimes indicated that they do not

¹ Decision on the Prosecution Requests for Formal Submission of Prior Recorded Testimonies under Rule 68(3) of the Rules concerning Witnesses P-1962, P-0925, P-2193, P-2926, P-2927, P-1577 and P-0287, and the Ngaïssona Defence Motion to Limit the Scope of P-2926’s Evidence, ICC-01/14-01/18-907-Conf (public redacted version notified on 1 April 2021, ICC-01/14-01/18-907-Red).

² Prosecution’s Request for the Formal Submission of the Prior Recorded Testimony of P-2556 pursuant to Rule 68(3), 3 March 2022, ICC-01/14-01/18-1299-Conf (with confidential Annexes A and B) (public redacted version notified the same day, ICC-01/14-01/18-1299-Red).

³ Prosecution’s Request for the Formal Submission of the Prior Recorded Testimony of P-1077 pursuant to Rule 68(3), 24 March 2022, ICC-01/14-01/18-1332-Conf (with confidential Annexes A and B) (public redacted version notified on 25 March 2022, ICC-01/14-01/18-1332-Red).

⁴ Email from the Yekatom Defence, 4 March 2022, at 16:43.

⁵ Defence Response to the “Prosecution’s Request for the Formal Submission of the Prior Recorded Testimony of P-2556 pursuant to Rule 68(3)”, ICC-01/14-01/18-1314.

intend to respond to the P-1077 Request and defer to the Chamber's discretion.⁶

On 4 April 2022,⁷ the Ngaïssona Defence responded to the P-1077 Request.⁸

II. Analysis

5. The Chamber incorporates by reference the applicable law as set out in the First Rule 68(3) Decision.⁹

A. P-2556

1. Submissions

6. The Prosecution seeks to introduce the prior recorded testimony of witness P-2556, comprising one statement and several associated exhibits.¹⁰ It submits that the introduction of P-2556's prior recorded testimony would help streamline the proceedings, reducing the time for its examination from at least six to two hours.¹¹ According to the Prosecution, P-2556's statement is highly relevant and probative,¹² and corroborated by several witnesses.¹³
7. The Ngaïssona Defence opposes the P-2556 Request.¹⁴ It submits that P-2556's prior recorded statement (i) relates to the alleged acts and conduct of Mr Ngaïssona and to issues which are materially in dispute;¹⁵ (ii) touches on core

⁶ Email from the Yekatom Defence, 1 April 2022, at 09:37; email from the Common Legal Representative of the Victims of the Other Crimes, 1 April 2022, at 09:41.

⁷ The Ngaïssona Defence initially sent its response by email (*see* email from the Ngaïssona Defence, 4 April 2022, at 14:22). However, noting that the email contained substantive submissions, the Single Judge directed the Ngaïssona Defence to file its response on the record, by 16:00 on 5 April 2022 (*see* emails from the Chamber, 4 April 2022, at 15:00 and 16:01; email from Ngaïssona Defence, 4 April 2022, at 15:29).

⁸ Ngaïssona Defence Response to 'Prosecution's Request for the Formal Submission of the Prior Recorded Testimony of P-1077 pursuant to Rule 68(3)' (ICC-01/14-01/18-1332-Conf), dated 24 March 2022, ICC-01/14-01/18-1347-Conf (public redacted version notified on 8 April 2022, ICC-01/14-01/18-1347-Red) (the 'Response to the P-1077 Request').

⁹ First Rule 68(3) Decision, ICC-01/14-01/18-907-Red, paras 8-16. *See also* Decision on the Yekatom Defence Request for Leave to Appeal the Twelfth Rule 68(3) Decision regarding P-1704, 29 April 2022, ICC-01/14-01/18-1383 (the 'Decision on Request for Leave to Appeal Twelfth Rule 68(3) Decision'), paras 4-17.

¹⁰ P-2556 Request, ICC-01/14-01/18-1299-Red, paras 1, 20; Annex A to the P-2556 Request, ICC-01/14-01/18-2556-Conf-AnxA.

¹¹ P-2556 Request, ICC-01/14-01/18-1299-Red, paras 1, 3, 15-18.

¹² P-2556 Request, ICC-01/14-01/18-1299-Red, para. 9.

¹³ P-2556 Request, ICC-01/14-01/18-1299-Red, para. 12.

¹⁴ Defence Response to the P-2556 Request, ICC-01/14-01/18-1314, paras 1-2, 16.

¹⁵ Defence Response to the P-2556 Request, ICC-01/14-01/18-1314, para. 5.

aspects of the case;¹⁶ and (iii) is not corroborated on certain issues by other witnesses who are expected to offer full-in court testimony.¹⁷ In addition, the Ngaïssona Defence argues that introducing P-2556's prior recorded testimony under Rule 68(3) of the Rules would impose a heavier burden on it in preparing and conducting its examination of the witness, given the 'multitude of issues contained in P-2556's prior statement that are central to the Prosecution's case against Mr Ngaïssona'. It submits that 'the prejudice to the fair trial rights of Mr Ngaïssona preventing him from hearing P-2556's full in-court testimony outweighs any potential and limited promotion of the expeditiousness of the proceedings'.¹⁸

2. *The Chamber's determination*

8. In his statement,¹⁹ P-2556 discusses, *inter alia*, (i) his background, including the killing of a family member by the Seleka; (ii) his travel, towards the end of 2013 or beginning of 2014, to Benzabe to obtain some *gris-gris* in order to join the Anti-Balaka; (iii) the Anti-Balaka's activities and structure in Carnot, including the identities and functions of its leaders; (iv) the lack of an Anti-Balaka structure in place at the national level 'when the Anti-Balaka movement took control over the territory'; (v) the Anti-Balaka ID badges; (vi) the meetings of the Anti-Balaka National Coordination taking place in Bangui, in which the Coordinator and Deputy Coordinator of Carnot took part; (vii) the witness's role within the Anti-Balaka in Carnot; (viii) meetings held between the Anti-Balaka and the general population in Carnot; (ix) the Muslim population in Carnot fleeing to Cameroon, Chad and Sudan, or seeking refuge at the Catholic Church; (x) the lack of training, financing or provision of weapons to the Anti-Balaka in Carnot, who had to finance themselves; (xi) crimes allegedly committed by the Anti-Balaka in Carnot and Guen against Muslim civilians; and (xii) the disciplinary measures and punishments imposed by the ComZones or other authorities to Anti-Balaka elements who behaved inappropriately.

¹⁶ Defence Response to the P-2556 Request, ICC-01/14-01/18-1314, para. 6.

¹⁷ Defence Response to the P-2556 Request, ICC-01/14-01/18-1314, paras 7-13.

¹⁸ Defence Response to the P-2556 Request, ICC-01/14-01/18-1314, paras 14-15.

¹⁹ CAR-OTP-2112-1300; CAR-OTP-2127-0126 (French translation).

9. In addition, the Chamber observes that P-2556 makes references to Mr Ngaïssona including, *inter alia*, (i) Mr Ngaïssona proclaiming himself as National Coordinator of the Anti-Balaka, asking the Anti-Balaka in the provinces to designate regional coordinators, whereby the Coordinator and Deputy Coordinator of the Anti-Balaka elements in Carnot were appointed; (ii) Mr Ngaïssona calling for a meeting in Bangui with the regional coordinators from all the different provinces and instructing the Coordinator and Deputy Coordinator of Carnot to issue ID badges for the Anti-Balaka elements; (iii) the witness never having seen Mr Ngaïssona in Carnot and meeting him for the first time in 2016 in the context of the presidential elections; (iv) Mr Ngaïssona allegedly financing and providing food and weapons to the Anti-Balaka from Bossangoa, and in Benzabe, where Bozizé had a stock of hidden weapons; and (v) the relationship between Mr Ngaïssona and the Coordinator of Carnot, who were allegedly close and had direct contact with each other, and the latter being the ‘eyes’ of the former in Carnot.²⁰
10. The Chamber notes that P-2556’s statement mostly concerns contextual elements and incidents that do not form part of the confirmed charges.²¹ Furthermore, the references made to Mr Ngaïssona are relatively limited,²² and include information pertaining to his acts and conducts which are not part of the confirmed charges.²³ In this context, the Chamber observes that the witness indicates that he only met Mr Ngaïssona after the relevant period²⁴, and that he did not participate in Anti-Balaka meetings with Mr Ngaïssona.²⁵ To the extent that the witness mentions issues that touch on core aspects of the case, such as Mr Ngaïssona allegedly

²⁰ See e.g. CAR-OTP-2112-1300, at 1307-1308, paras 51, 53, 55, 58; at 1313, paras 98-102; at 1318, paras 137-140; at 1325, para. 194.

²¹ See Pre-Trial Chamber II, Corrected Version of ‘Decision on the confirmation of charges against Alfred Yekatom and Patrice-Edouard Ngaïssona’, 11 December 2019, ICC-01/14-01/18-403-Conf-Corr (corrected version notified on 14 May 2020) (lesser public redacted version issued on 28 June 2021, ICC-01/14-01/18-403-Corr-Red) (the ‘Confirmation Decision’), para. 64. See also Prosecution’s Trial Brief, 10 November 2020, ICC-01/14-01/18-723-Conf (public redacted version notified on 4 March 2011, ICC-01/14-01/18-723-Red), para. 153.

²² In this regard, the Chamber notes that Mr Ngaïssona is mentioned in only 15 paragraphs of the witness’ statement, which comprises 28 pages and over 200 paragraphs.

²³ See e.g. CAR-OTP-2112-1300, at 1318, paras 137-140. See also Confirmation Decision, ICC-01/14-01/18-403-Corr-Red, paras 175, 182, 226.

²⁴ See CAR-OTP-2112-1300, at 1308, para. 58.

²⁵ See CAR-OTP-2112-1300, at 1307-1308, paras 51, 53, 55, 57.

providing financial support to the Anti-Balaka in Bossangoa and Benzabe, including food and weapons, or summoning Anti-Balaka leaders to meetings in Bangui, and the issuance of ID badges,²⁶ the Chamber notes that other witnesses are expected to or have already testified on most of these matters.²⁷ Furthermore, the Ngaïssona Defence will have the opportunity to address the witness's basis of knowledge in depth in court.

11. Moreover, the Chamber recalls that references to the accused's acts and conduct do not *per se* constitute an obstacle to the introduction of a prior recorded testimony pursuant to this provision, and that Rule 68(3) of the Rules also does not preclude the introduction of evidence that is central to core issues of the case.²⁸
12. In relation to the Ngaïssona Defence's submissions that P-2556's statement is not corroborated, the Chamber similarly recalls that while corroboration may be among the factors to be considered when assessing whether to allow the introduction of a prior recorded testimony, it is not a requirement under Rule 68(3) of the Rules.²⁹ Furthermore, the Ngaïssona Defence will have the opportunity to explore these issues in court, as well as examine the witness on the references made by P-2556 in his statement with regard to the alleged acts and conduct of Mr Ngaïssona or that touch on core aspects of the case.
13. In addition, the Chamber notes that the introduction of P-2556's statement would cut the time for the Prosecution's examination of the witness by two thirds, thereby promoting the expeditiousness of the proceedings.

²⁶ See CAR-OTP-2112-1300, at 1307-1308, paras 51, 53-55; at 1313, paras 98-102.

²⁷ See e.g. **P-0808**: Transcripts of hearings, 1 November 2021, ICC-01/14-01/18-T-069-CONF-ENG, *et seq.*; **P-0992**: Transcripts of hearings, 31 January 2022, ICC-01/14-01/18-T-092-CONF-ENG, *et seq.*; **P-0458**: Final Witness List, ICC-01/14-01/18-724-Conf-AnxA, p. 21, entry 21.

²⁸ See Twelfth Decision on the Prosecution Requests for Formal Submission of Prior Recorded Testimonies under Rule 68(3) of the Rules concerning Witnesses P-1704, P-1528, and P-0314, 14 April 2022, ICC-01/14-01/18-1364-Red (the 'Twelfth Rule 68(3) Decision'), para. 14 and the references cited therein. See also Decision on the Yekatom Defence Request for Leave to Appeal the Twelfth Rule 68(3) Decision regarding P-1704, 29 April 2022, ICC-01/14-01/18-1383 (the 'Decision on Request for Leave to Appeal Twelfth Rule 68(3) Decision'), para. 10 and the references cited therein.

²⁹ See Twelfth Rule 68(3) Decision, ICC-01/14-01/18-1364-Red, para. 16. See also Decision on Request for Leave to Appeal Twelfth Rule 68(3) Decision, ICC-01/14-01/18-1383, para. 10.

14. Lastly, regarding the associated documents, the Chamber notes that items CAR-OTP-2112-1332 and CAR-OTP-2083-0345 have been recognised as formally submitted and therefore the Chamber need not rule on them.³⁰
15. In light of the above, the Chamber finds that it is not necessary for P-2556's testimony to be presented orally in its entirety, and considers that the introduction of the prior recorded testimony is not prejudicial to or inconsistent with the rights of the accused.
16. Accordingly, the Chamber grants the Prosecution's request to introduce the statement³¹ and associated documents (with the exception of the items mentioned above)³² of P-2556's under Rule 68(3) of the Rules.

B. P-1077

1. Submissions

17. The Prosecution seeks to introduce the prior recorded testimony of witness P-1077, comprising 13 transcripts of the witness's four-day interview and several associated exhibits.³³ It submits that the introduction of P-1077's prior recorded testimony would help streamline the proceedings, reducing the time for its examination from at least six to two hours.³⁴ According to the Prosecution, P-1077's statement is highly relevant and probative,³⁵ and corroborated by several witnesses.³⁶

³⁰ See Decision on Submitted Materials for P-0475, email from the Chamber, 9 June 2022, at 19:00.

³¹ CAR-OTP-2112-1300; CAR-OTP-2127-0126 (French translation).

³² CAR-OTP-2112-1328; CAR-OTP-2112-1329; CAR-OTP-2112-1330; CAR-OTP-2112-1334; CAR-OTP-2012-0477; CAR-OTP-2001-7012; CAR-OTP-2019-1359; CAR-OTP-2023-1972; CAR-OTP-2088-0917; CAR-OTP-2088-0945; CAR-OTP-2088-0974; CAR-OTP-2088-0990; CAR-OTP-2088-1058.

³³ P-1077 Request, ICC-01/14-01/18-1332-Red, paras 1, 21; Annex A to the P-1077 Request, ICC-01/14-01/18-1332-Conf-AnxA.

³⁴ P-1077 Request, ICC-01/14-01/18-1332-Red, paras 1, 3, 16-19.

³⁵ P-1077 Request, ICC-01/14-01/18-1332-Red, para. 10.

³⁶ P-1077 Request, ICC-01/14-01/18-132-Red, para. 13.

18. The Ngaïssona Defence defers to the Chamber's discretion on the merits of the P-1077 Request, but opposes the formal submission of two documents as associated exhibits.³⁷

2. *The Chamber's determination*

19. In his prior recorded testimony,³⁸ P-1077 discusses, *inter alia* (i) crimes allegedly committed by the Seleka; (ii) the gathering of Anti-Balaka elements near Baoro and the circumstances in which he joined the movement; (iii) the witness's role and activities in the Anti-Balaka in Berberati and the Mambere-Kadei prefecture; (iv) crimes allegedly committed by the Anti-Balaka against the Muslim civilian population in Carnot and Berberati (including the pillaging and destruction of Muslim properties), most of whom fled to Cameroon or sought refuge in a Catholic church; (v) the Anti-Balaka structure in Berberati, including their relationship with local authorities and the international forces; (vi) meetings of the Anti-Balaka National Coordination in Bangui, including Mr Ngaïssona, who allegedly provided financial assistance for transportation, food and fuel; (vii) the witness hearing that Mr Ngaïssona was the National Coordinator of the Anti-Balaka, but meeting him only for the first time at Mr Ngaïssona's residence after the Brazzaville talks, together with Maxime Mokom; (viii) the National Coordination issuing ID badges to identify Anti-Balaka members; (ix) the Nairobi talks; (x) Mr Ngaïssona informing the ComZones about his wish to transform the Anti-Balaka into a political party; and (xi) the DDR programme.
20. The Chamber finds that it is not necessary for P-1077's testimony to be presented orally in its entirety, considering that (i) it mainly relates to the contextual elements and incidents that do not form part of the charged crimes; (ii) the references made to the alleged acts and conduct of Mr Ngaïssona are relatively limited, and in any event the Ngaïssona Defence will have an opportunity to examine the witness in court; (iii) the Defence teams do not oppose the introduction of the prior recorded testimony; and (iv) its introduction would cut

³⁷ Response to the P-1077 Request, ICC-01/14-01/18-1347-Conf, paras 3-5.

³⁸ CAR-OTP-2107-3366; CAR-OTP-2107-3394; CAR-OTP-2107-3396; CAR-OTP-2107-3428; CAR-OTP-2107-3454; CAR-OTP-2107-3483; CAR-OTP-2107-3500; CAR-OTP-2107-3530; CAR-OTP-2107-3554; CAR-OTP-2107-3584; CAR-OTP-2107-3610; CAR-OTP-2107-3636; CAR-OTP-2107-3666.

the time for the Prosecution's examination of the witness by two thirds, thereby promoting the expeditiousness of the proceedings.

21. Regarding the associated documents, the Chamber recalls that the notion of 'prior recorded testimony' also includes any annex to a witness statement, or document otherwise associated with it, as long as it is used or explained by the witness in their statement and thereby forms an integral part of the testimony itself.³⁹
22. The Chamber notes first that item CAR-OTP-2003-1654 consists of a '*dossier*' containing numerous, separate, internal reports addressed to the '*Ministre de la Sécurité Publique, de l'Émigration-Immigration*', containing information on general, social, political and security matters between 2014 and 2015 in the Central African Republic.⁴⁰ Furthermore, the Chamber notes that, as pointed by the Ngaïssona Defence, the Prosecution showed and discussed only page 1736 with P-1077 during his interview.⁴¹
23. Similarly, the Chamber observes that item CAR-OTP-2066-1601, titled 'Facebook Business Record', contains numerous different records and that, only page 1656 was shown to and discussed by the witness during his interview.⁴²
24. In light of the above, the Chamber finds it appropriate to only submit those pages shown and discussed with the witness during his interview. However, the Chamber notes with regard to item CAR-OTP-2066-1601 that pages 1655 and 1657 provide information which is necessary to understand page 1656, such as the identification number and time when the document contained in page 1656 was posted on Facebook.
25. Further noting that no procedural bars or obstacles exist, the Chamber recognises page 1736 of CAR-OTP-2003-1654 and pages 1655, 1656, and 1657 of CAR-OTP-2066-1601 as formally submitted. Furthermore, the Chamber notes the Ngaïssona Defence's submissions that page 1656 already exists as a standalone

³⁹ See First Rule 68(3) Decision, ICC-01/14-01/18-907-Red, para. 13 and the references cited therein.

⁴⁰ See e.g. CAR-OTP-2003-1654, at 1712; at 1801-1804.

⁴¹ See CAR-OTP-2107-3554, at 3560, lines 202-214, *et seq.*

⁴² See CAR-OTP-2107-3584, at 3594, lines 372-377; at 3596, lines 421-423.

document under a different ERN and that 'it would be more appropriate to introduce this Anti-Balaka declaration as an exhibit to P-1077's prior recorded testimony under a different ERN number'.⁴³ Considering that the Chamber also recognised pages 1655 and 1657 as submitted, which are not included in the standalone duplicate of page 1656 flagged by the Ngaïssona Defence, the Chamber will not further address the submissions in this respect.

26. Lastly, the Chamber notes that items CAR-OTP-2001-5386, CAR-OTP-2001-6924, CAR-OTP-2030-0245 and CAR-OTP-2030-0267 have already been recognised as formally submitted and therefore the Chamber need not rule on them.⁴⁴
27. In light of the above, the Chamber considers that the introduction of the prior recorded testimony of P-1077 under Rule 68(3) of the Rules is not prejudicial to or inconsistent with the rights of the accused.
28. Accordingly, the Chamber grants the Prosecution's request to introduce the prior recorded testimony⁴⁵ and associated documents (with the exception of the items mentioned above and as indicated in paragraph 25)⁴⁶ of P-1077 under Rule 68(3) of the Rules.

FOR THESE REASONS, THE CHAMBER HEREBY

⁴³ See Response to the P-1077 Request, ICC-01/14-01/18-1347-Red, para. 4(b).

⁴⁴ See, respectively, First Rule 68(3) Decision, ICC-01/14-01/18-907-Red, para. 85, p. 32; transcript of hearing, 24 March 2021, ICC-01/14-01/18-T-020-Red3-ENG, p. 6, line 2 to p. 7, line 18; Corrected version of 'Sixth Decision on the Prosecution Request for Formal Submission of Prior Recorded Testimony under Rule 68(3) of the Rules concerning Witness P-0808', 20 September 2021, ICC-01/14-01/18-1114-Conf-Corr (corrected version notified on 10 December 2021), p. 10; transcript of hearing, 1 November 2021, ICC-01/14-01/18-T-069-CONF-ENG, p. 23, lines 5-7; Decision on Submitted Materials for P-2926, email from the Chamber, 9 June 2021, at 14:12.

⁴⁵ CAR-OTP-2107-3366; CAR-OTP-2107-3394; CAR-OTP-2107-3396; CAR-OTP-2107-3428; CAR-OTP-2107-3454; CAR-OTP-2107-3483; CAR-OTP-2107-3500; CAR-OTP-2107-3530; CAR-OTP-2107-3554; CAR-OTP-2107-3584; CAR-OTP-2107-3610; CAR-OTP-2107-3636; CAR-OTP-2107-3666.

⁴⁶ CAR-OTP-2083-0130; CAR-OTP-2083-0131; CAR-OTP-2083-0132; CAR-OTP-2001-4257; CAR-OTP-2003-1654 (only page 1736); CAR-OTP-2030-0248; CAR-OTP-2030-0445; CAR-OTP-2030-2280, CAR-OTP-2107-6899 (transcript), CAR-OTP-2107-7027 (French translation); CAR-OTP-2059-0026; CAR-OTP-2066-1601 (only pages 1655, 1656, and 1657); CAR-OTP-2020-0413.

DECIDES that, subject to the fulfilment of the legal requirements of Rule 68(3) of the Rules, the prior recorded testimonies of the following witnesses are introduced into evidence:

- **Witness P-2556** (CAR-OTP-2112-1300; CAR-OTP-2127-0126 (French translation)), together with its associated documents (CAR-OTP-2112-1328; CAR-OTP-2112-1329; CAR-OTP-2112-1330; CAR-OTP-2112-1334; CAR-OTP-2012-0477; CAR-OTP-2001-7012; CAR-OTP-2019-1359; CAR-OTP-2023-1972; CAR-OTP-2088-0917; CAR-OTP-2088-0945; CAR-OTP-2088-0974; CAR-OTP-2088-0990; CAR-OTP-2088-1058);
- **Witness P-1077** (CAR-OTP-2107-3366; CAR-OTP-2107-3394; CAR-OTP-2107-3396; CAR-OTP-2107-3428; CAR-OTP-2107-3454; CAR-OTP-2107-3483; CAR-OTP-2107-3500; CAR-OTP-2107-3530; CAR-OTP-2107-3554; CAR-OTP-2107-3584; CAR-OTP-2107-3610; CAR-OTP-2107-3636; CAR-OTP-2107-3666); together with its associated documents (CAR-OTP-2083-0130; CAR-OTP-2083-0131; CAR-OTP-2083-0132; CAR-OTP-2001-4257; CAR-OTP-2003-1654 (only page 1736); CAR-OTP-2030-0248; CAR-OTP-2030-0445; CAR-OTP-2030-2280, CAR-OTP-2107-6899 (transcript), CAR-OTP-2107-7027 (French translation); CAR-OTP-2059-0026; CAR-OTP-2066-1601 (only pages 1655, 1656 and 1657); CAR-OTP-2020-0413).

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



Judge Péter Kovács



Judge Bertram Schmitt

Presiding Judge



Judge Chang-ho Chung

Dated 14 June 2022

At The Hague, The Netherlands