

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

No: **ICC-01/14-01/18**

Date: **20 September
2022**

TRIAL CHAMBER V

Before:

**Judge Bertrand 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 ROMBHOT YEKATOM AND PATRICE-EDOUARD
NGAISSONA***

Confidential

***EX PARTE* only available to the Registry, the Prosecution and the Defence for Mr
Ngaïssona**

**with Confidential *EX PARTE* Annex only available to the Registry, the Prosecution and
the Defence for Mr Ngaïssona**

**Ngaïssona Defence Filing on the Record of its 12 September 2022 Email in compliance
with Trial Chamber V's Decision ICC-01/14-01/18-1575-Conf**

Source: Defence of Patrice-Edouard Ngaïssona

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

The Office of the Prosecutor Karim A. A. Khan Mame Mandiaye Niang Kweku Vanderpuye	Counsel for the Defence of Mr Ngaïssona Mr Geert-Jan Alexander Knoops Mr Richard Omissé-Namkeamaï Ms Marie-Hélène Proulx Ms Lauriane Vandeler Counsel for the Defence of Mr Yekatom
Legal Representatives of the Victims	Legal Representatives of the Applicants
Unrepresented Victims	Unrepresented Applicants (Participation/Reparation)
The Office of Public Counsel for Victims	The Office of Public Counsel for the Defence
States' Representatives	Amicus Curiae

REGISTRY	
Registrar Mr Peter Lewis	Counsel Support Section
Victims and Witnesses Unit	Detention Section Mr Harry Tjonk
Victims Participation and Reparations Section	Other

I. Filing on the Record

1. On 12 September 2022, the Defence Team for Mr Ngaïssona (the "Defence") informed the Chamber and the Registry by email that certain items had been communicated to the accused via the privileged Defence network, which were not case-related (the "12 September 2022 Email").¹
2. As instructed by Trial Chamber V in its "Sixth Decision on Mr Ngaïssona's Restrictions on Contacts and Communications in Detention and Directions regarding the Use of the Privileged Network" dated 19 September 2022 ("Chamber's Decision"),² the Defence hereby files, as Annex A to this filing, the 12 September 2022 Email, classified as available to the Prosecution.

II. Classification

3. In accordance with regulation 23 *bis*(2) of the Regulations of the Court and pursuant to the Chamber's Decision, the present filing and its annex are classified as confidential *ex parte* only available to the Registry, the Prosecution and the Defence, since it contains third-party and personal information pertaining to Mr Ngaïssona's private life.

¹ Email from the Ngaïssona Defence to the Chamber and the Registry, 12 September 2022, at 07:51, confidential *ex parte*, only available to the Ngaïssona Defence and the Registry.

² ICC-01/14-01/18-1575-Conf, para. 32; page 12.

Respectfully submitted,



Mr. Knoops, Lead Counsel for Patrice-Edouard Ngaïssona

The Hague, 20 September 2022