

Pursuant to Pre-Trial Chamber II instruction, dated 6 June 2024, this document is reclassified as "Public"

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/14-01/22

Date: 5 December 2022

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Presiding Judge
Judge Antoine Kesia-Mbe Mindua
Judge Tomoko Akane

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC II
IN THE CASE OF *PROSECUTOR v. MAXIME JEOFFROY ELI MOKOM
GAWAKA***

Confidential

**Confidential Redacted Version of "Prosecution's First Notification on Investigative
Activities"**

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

Mr Karim A. A. Khan KC

Mr Mame Mandiaye Niang

Mr Kweku Vanderpuye

Counsel for the Defence

Mr Gregory Townsend, Duty Counsel

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Mr Pieter Vanaverbeke

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. INTRODUCTION

1. Pursuant to Pre-Trial Chamber II's ("Chamber") decision of 7 November 2022,¹ the Office of the Prosecutor ("Prosecution") informs the Chamber as follows regarding its investigations.²

II. CONFIDENTIALITY

2. The Request is filed as Confidential, *Ex Parte*, available to the Prosecution only, under Regulation 23bis(1) of the Regulations of the Court, because it provides details of an ongoing investigation. A confidential redacted version is filed concurrently.

III. MONTHLY REPORT

3. The Prosecution is carrying out planned additional investigative activities regarding conduct alleged in the Warrant of Arrest which may be brought in respect of the Document Containing the Charges and confirmation of charges hearing in this case.

4. As previously foreseen, these investigative activities are very limited and confined in scope and purpose. The Prosecution does not consider that these activities will in any way affect the preparation of the Parties and Participants.

5. The Prosecution does not anticipate any significant obstacles or protracted delays associated with the planned activities at this time, and will update the Chamber accordingly should there be any such indication.

6. The Prosecution anticipates carrying out the next phases of its investigative activities pursuant to the following approximate schedule:

¹ ICC-01/14-01/22-104, para. 11.

² The Prosecution submitted a report by email to Pre-Trial Chamber II on 1 December 2022, and was ordered by Pre-Trial Chamber II's email of 5 December 2022 to file the information onto the record by way of a filing.

a. [REDACTED];

b. [REDACTED];

c. [REDACTED].

7. The Prosecution's investigation does not impact the confirmation process, particularly given that the prospective date of 31 January 2023 is apparently no longer feasible. In any case, the Prosecution is mindful of the Court's jurisprudence and considers that it can make warranted adjustments as and when necessary to ensure the expeditious and fair conduct of the proceedings.

IV. CONCLUSION

8. The Prosecution submits this report for the Chamber's consideration.



Karim A. A. Khan KC, Prosecutor

Dated this 5th day of December 2022

At The Hague, The Netherlands