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

Date: **23 February 2023**

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Presiding Judge
Judge Tomoko Akane
Judge Sergio Gerardo Ugalde Godínez

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

**Public
with Confidential Annex**

**Prosecution's Communication of the Disclosure of Evidence on 21, 22 and 23
February 2023**

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

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Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

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States Representatives

Amicus Curiae

REGISTRY

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Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. NOTIFICATION

1. Pursuant to Pre-Trial Chamber II's ("Chamber") 27 June 2022 "Order on the conduct of the confirmation of charges proceedings",¹ clarified in the Chamber's subsequent decisions issued on 24 January 2023² and 2 February 2023,³ the Prosecution submits this Communication Report regarding the disclosure of evidence.

I. CONFIDENTIALITY

2. The Annex, appended to this filing, is classified as "Confidential" as it relates to evidence disclosed *inter partes* that should not be released to the public.

II. DISCLOSURE OF EVIDENCE

3. On 21, 22, and 23 February 2023, the Prosecution disclosed to the Defence of Maxime MOKOM (i) Pre-Confirmation INCRIM packages 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, and 019, respectively containing 25, 120, 118, 28, 32, 37, 34, 78, three, 73, and 39 items; (ii) Pre-Confirmation Rule 77 packages 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, and 013, respectively containing 99, 200, 200, 300, 300, 300, 200, 210, two, one, and 52 items; (iii) Pre-Confirmation PEXO package 002, containing one item; (iv) Pre-Confirmation Reclassification to INCRIM packages 001 and 002, respectively containing four and 31 items; (v) Pre-Confirmation Reclassification to Rule 77 package 001, containing two items; and (vi) Pre-Confirmation Metadata Update package 004, containing 196 items. These items are listed in the Confidential Annex.



Karim A. A. Khan KC, Prosecutor

Dated this 23rd day of February 2023
At The Hague, The Netherlands

¹ See ICC-01/14-01/22-62, para. 31 ("Order").

² ICC-01/14-01/22-138, para. 12.

³ ICC-01/14-01/22-147, para. 11.