

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

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

Date: **3 July 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 *PROSECUTOR v. MAXIME JEOFFROY ELI MOKOM
GAWAKA***

Confidential

**Confidential Redacted Version of “Prosecution’s Sixth Notification on Investigative
Activities”, dated 3 July 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

Mr Karim A. A. Khan KC
Mr Mame Mandiaye Niang
Ms Leonie von Braun

Counsel for the Defence

Mr Philippe Larochelle

Legal Representatives of Victims

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel
for Victims**

Ms Paolina Massidda

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Oswaldo Zavala Giler

Counsel Support Section

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.

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 Document Containing the Charges which may be brought in respect of the confirmation of charges proceedings in this case but are also being conducted with a view to and in preparation of a potential trial. The Prosecution is mindful of the Court's jurisprudence,² and considers that it can make warranted adjustments as and when necessary to ensure the expeditious and fair conduct of the proceedings.
4. As previously foreseen, these investigative activities are 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 for the confirmation proceedings.

¹ ICC-01/14-01/22-104, para. 11.

² See article 61(4); see Chambers Practice Manual, Sixth Edition, para. 14 (noting, "the Chamber shall be mindful that the Appeals Chamber, in line with the system designed by the Court's legal instruments, held that the Prosecutor's investigation may be continued beyond the confirmation hearing"); see also ICC-01/04-01/06-568, para. 52.

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 in July 2023:
 - a. [REDACTED]
 - i. [REDACTED].
 - ii. [REDACTED].
 - iii. [REDACTED].
 - b. [REDACTED].
7. [REDACTED].

IV. CONCLUSION

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



Karim A. A. Khan KC, Prosecutor

Dated this 3rd day of July 2023
At The Hague, The Netherlands