



Original : English

N°: ICC-01/14-01/22

Date: 06 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
*THE PROSECUTOR v. MAXIME JEOFFROY ELI MOKOM GAWAKA***

Public

With Public Redacted Annexes 1 – 6, 8, 9 and 14

Confidential Annexes 1 – 6, 8 – 11 and 14

**Confidential *EX PARTE* Annex 7 available to the Registry only
and**

**Confidential *EX PARTE* Annex 12 and 13 available to the Registry and
Prosecution only**

**Third Registry Quarterly Report on Decisions issued by way of e-mail from
1 February until 30 April 2023**

Source : Registry

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 the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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Defence**

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Osvaldo Zavala Giler

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. Introduction

1. The Registry submits with the present report and its 14 annexes, the public redacted, confidential, and confidential *ex parte* versions of email decisions pursuant to the “Order on the conduct of the confirmation of charges proceedings”¹ (“Order”), issued on 27 June 2022 by Pre-Trial Chamber II (“Chamber”).²

II. Procedural History

2. On 27 June 2022, the Chamber issued the Order, in which it *inter alia* instructed the Registry to file all email decisions on the case record in quarterly reports starting 1 August 2022.³

III. Classification

3. Pursuant to regulation 23*bis*(1) of the Regulations of the Court and regulation 14 of the Regulations of the Registry, some of the annexes are classified as “confidential” because they refer to sensitive information that should not be disclosed to the public or should be known to a very limited number of persons.

IV. Applicable law

4. For the purpose of the present submission, the Registry considered articles 57(3)(c) of the Rome Statute and rule 121(10) of the Rules of Procedure and Evidence.

¹ Pre-Trial Chamber II, “Order on the conduct of the confirmation of charges proceedings”, ICC-01/14-01/22-62, 27 June 2022.

² *Ibid*, para. 54.

³ *Ibid*.

V. Submissions

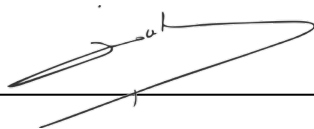
5. In the Order, the Chamber provided criteria for the application of the redactions to the email decisions.⁴
6. By email of 6 March 2023, the Chamber provided supplementary instructions to the Order specifying that it would provide the Registry with the relevant versions of email decisions to be incorporated in the upcoming Registry reports.⁵
7. On 26 June 2023, the Chamber transferred by email to Registry CMS, 14 annexes containing the email decisions to be filed in the record of the case along with a tabulation of the corresponding classifications.⁶
8. Accordingly, the Registry hereby submits the 14 following annexes to the present report:
 - **Annex 1:** Decision dated 3 February 2023, 16.17;
 - **Annex 2:** Decision dated 7 February 2023, 11.19;
 - **Annex 3:** Decision dated 15 February 2023, 17.09;
 - **Annex 4:** Decision dated 16 February 2023, 13.58;
 - **Annex 5:** Decision dated 21 February 2023, 16.08;
 - **Annex 6:** Decision dated 24 February 2023, 14.59;
 - **Annex 7:** Decision dated 2 March 2023, 11.59;
 - **Annex 8:** Decision dated 2 March 2023, 16.48;
 - **Annex 9:** Decision dated 20 March 2023, 12.52;
 - **Annex 10:** Decision dated 24 March 2023, 14.07;
 - **Annex 11:** Decision dated 27 March 2023, 11.37;
 - **Annex 12:** Decision dated 11 April 2023, 12.14;

⁴ *Ibid*, para. 55.

⁵ Pre-Trial Chamber II email sent to Registry CMS, dated 6 March 2023, 10:06.

⁶ Pre-Trial Chamber II email sent to Registry CMS, dated 26 June 2023, 15:38.

- **Annex 13:** Decision dated 12 April 2023, 12.18; and,
- **Annex 14:** Decision dated 24 April 2023, 13.21.



Marc Dubuisson
Director, Division of Judicial Services
On behalf of Mr Osvaldo Zavala Giler, Registrar

Dated this 06 July 2023
At The Hague, The Netherlands