

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

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

Date: **25 July 2023**

PRE-TRIAL CHAMBER II

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

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

**Confidential
with Confidential Annex**

Prosecution's Communication of the Disclosure of Evidence on 25 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 Maxime Mokom

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

**The Office of Public Counsel for the
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. NOTIFICATION

1. The Office of the Prosecutor ("Prosecution") submits this communication regarding the disclosure of evidence.

CONFIDENTIALITY

2. The filing and its annex are classified as "Confidential" as they relate to *inter partes* communications, which cannot be made public at this stage.

II. DISCLOSURE OF EVIDENCE

3. Following Trial Chamber V's decision in the *Yekatom and Ngaïssona* case¹, the Prosecution has reviewed the Ngaïssona Defence materials used and/or formally submitted through overlapping Prosecution witnesses between the *Mokom* and *Yekatom and Ngaïssona* cases.
4. On 21 July, the Ngaïssona Defence team agreed to a list of Ngaïssona Defence items² identified by the Prosecution team.
5. On 25 July 2023, the Prosecution disclosed to the Defence of Maxime Mokom "Pre-confirmation Rule 77 Package 026" containing 49 items. The Prosecution has indicated in the "ICC-01/14-01/22 - Disclosure Notes" field which witnesses the items were used with.



Karim A. A. Khan KC, Prosecutor

Dated this 25th day of July 2023

At The Hague, The Netherlands

¹ ICC-01/14-01/18-1976.

² Ngaïssona Defence team response to email dated 21 July 2023 at 12h17. The Ngaïssona Defence team agreed to all items on the list provided and requested redactions of CAR-D30-0005-0006 and CAR-D30-0007-0672, implemented by the Prosecution.