

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

No.: ICC-01/14-01/18

Date: 14 November 2023

TRIAL CHAMBER V

Before: Judge Bertram Schmitt, Presiding Judge
Judge Péter Kovács
Judge Chang-ho Chung

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC II
IN THE CASE OF *PROSECUTOR v. ALFRED YEKATOM AND PATRICE-
EDOUARD NGAÏSSONA***

Public

**with Confidential, *EX PARTE*, only available to the Prosecution Annexes A to D
with Confidential Redacted Annexes A to D**

**Prosecution's Third Submission of the Accompanying Declarations of Witnesses
P-0289, P-2325, P-2377 and P-2422 pursuant to Rule 68(2)(b) of the Rules of
Procedure and Evidence**

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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Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

States Representatives

Amicus Curiae

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**Victims Participation and Reparations
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Other

I. SUBMISSIONS

1. Pursuant to Trial Chamber V's ("Chamber") 6 April decision on the Prosecution's requests for the formal submission of prior recorded testimonies,¹ the Prosecution annexes the accompanying declarations regarding P-0289, P-2325, P-2377 and P-2422, pursuant to Rule 68(2)(b)(ii) and (iii) of the Rules of Procedure and Evidence, as follows:²

- P-0289: Certification effectuated remotely during a video conference with the ICC Registry representative in THE HAGUE (Annex A);³
- P-2325: Certification effectuated in the CAR (Annex B);
- P-2377: Certification effectuated in FRANCE (Annex C);
- P-2422: Certification effectuated in the CAR (Annex D).

2. While P-0289 made corrections to his prior recorded testimony, none of these corrections are substantial or would affect its submission per rule 68(2)(b).

¹ ICC-01/14-01/18-1833-Conf-Corr, pp.101-105.

² See rule 68(2)(b)(iii) ("[a]ccompanying declarations must be witnessed by a person authorised to witness such a declaration ... in accordance with the law and procedure of a State).

³ The non-substantive corrections made by the witness are outlined at CAR-OTP-00002022 at 000001. The document will be formally disclosed as soon as practicable.

II. CONFIDENTIALITY

3. Pursuant to Regulation 23*bis*(1) of the Regulations ("RoC"), this Request is filed with "Confidential *EX PARTE*" Annexes, as it concerns witness-related materials containing information not available to the other Parties to the proceedings. A Confidential Redacted version of the Annexes will be filed contemporaneously.

A handwritten signature in blue ink, appearing to be 'K.A.K.', followed by a horizontal line and a period.

Karim A. A. Khan KC, Prosecutor

Dated this 14th day of November 2023
At The Hague, The Netherlands