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

Date: 16 January 2024

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

**Prosecution's Response to the 'Second Ngaïssona Defence request for leave to add
items to the List of Evidence' (ICC-01/14-01/18-2297)**

Source: Office of the Prosecutor

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

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Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

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I. SUBMISSIONS

1. The Office of the Prosecutor ("Prosecution") defers to Trial Chamber V ("Chamber") with regard to the disposition of the NGAISSONA Defence's request to add two items to its List of Evidence ("Request").¹

2. Although the Prosecution does not oppose the addition of the materials to the List of Evidence, it expressly reserves the right to contest the adequacy of any applications for the submission of the prior recorded testimonies² and associated exhibits, pursuant to rule 68 of the Rules of Procedure and Evidence.

II. CONCLUSION

3. For the foregoing reasons, the Prosecution defers to the Chamber's discretion in respect of the Request.



Karim A. A. Khan KC, Prosecutor

Dated this 16th day of January 2024
At The Hague, The Netherlands

¹ ICC-01/14-01/18-2297.

² ICC-01/14-01/18-2297, para. 2.