

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 26 January 2024

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***

**Public
with Confidential Annex**

**Public redacted version of "Prosecution's Communication of the Disclosure of
Evidence on 9 June 2023", ICC-01/14-01/22-222-Conf, 9 June 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

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Legal Representatives of Victims

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Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

**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.

II. CONFIDENTIALITY

2. The filing and its annex are classified as "Confidential" as they relate to evidence disclosed relating to *inter partes* communications and a decision of the same designation.

III. DISCLOSURE OF EVIDENCE

3. On 9 June 2023, the Prosecution disclosed to the Defence of Maxime Mokom "Pre-confirmation Rule 77 Package 015" containing 24 items and "Pre-confirmation Metadata Update Package 008" containing 55 items.
4. The disclosure of "Pre-confirmation Rule 77 Package 015" consists of items related to information and materials [REDACTED] including any material in the possession of the Prosecution related to [REDACTED] relied upon for the purposes the confirmation proceedings. The disclosure review was prompted by an *inter partes* request by the Defence sent on 29 May 2023.
5. The disclosure of "Pre-confirmation Metadata Update Package 008" consists of items classified as INCRIM for which a metadata update to the field "Disclosure Notes (external)" has been undertaken. In this field, portions within the disclosed

items, which are potentially exonerating, are identified to the Defence falling under article 67(2) of the Statute following the Chamber's order.¹



Karim A. A. Khan KC, Prosecutor

Dated this 26th January 2024

At The Hague, The Netherlands

¹ ICC-01/14-01/22-219-Conf, para. 34.