

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: **English**

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

Date: **28 June 2024**

ARTICLE 85 CHAMBER

Before: Judge Miatta Maria Samba
Judge Keebong Paek
Judge Beti Hohler

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

Public

Order for submission of public redacted versions of filings

Order 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
Mr Mame Mandiaye Niang
Ms Helen Brady

Counsel for the Defence

Mr Philippe Larochelle
Ms Sheila Paylan

Legal Representatives of Victims**The Office of Public Counsel for Victims****Unrepresented Victims****Unrepresented Applicants for
Participation/Reparation****States Representatives****REGISTRY**

Registrar

Mr Osvaldo Zavala Giler
Mr Marc Dubuisson

Counsel Support Section**Victims and Witnesses Unit****Detention Section**

The Article 85 Chamber of the International Criminal Court (the ‘Chamber’) issues the following ‘Order for submission of public redacted versions of filings’ in the case of *The Prosecutor v. Maxime Jeoffroy Eli Mokom Gawaka*.

1. On 3 May 2024, Mr Mokom filed a ‘Request for Leave to Reply to “Prosecution’s Response to Maxime Mokom’s Request for Compensation under Article 85 of the Rome Statute”, ICC-01/14-01-22-332-Conf’ (hereinafter: ‘Mr Mokom’s Request for Leave to Reply’).¹
2. On 8 May 2024, the Prosecution filed its response to Mr Mokom’s Request for Leave to Reply (the ‘Response to Mr Mokom’s Request for Leave to Reply’).²
3. On 10 May 2024, the Chamber issued its ‘Decision on Mr Mokom’s request for leave to reply and request for a hearing’, in which it, *inter alia*, granted Mr Mokom’s Request for Leave to Reply on certain issues.³
4. On 27 May 2024, Mr Mokom filed his reply to the Prosecution (hereinafter: ‘Mr Mokom’s Reply to the Prosecution’).⁴
5. On 27 May 2024 the Registry filed the ‘Registry’s Submissions on the Defence Request for Compensation under Article 85 of the Rome Statute (ICC-01/14-01/22-329-Conf)’ (the ‘Registry’s Submissions’).⁵
6. On 13 June 2024, pursuant to an instruction from the Chamber,⁶ the Registry filed an updated version of the Registry’s Submissions (the ‘Updated Registry’s Submissions’).⁷

¹ Mr Mokom’s Request for Leave to Reply, ICC-01/14-01/22-334-Conf.

² Prosecution’s Response to Maxime Mokom’s Request for Leave to Reply to Prosecution’s Response to his Request for Compensation under article 85 of the Rome Statute, ICC-01/14-01/22-335-Conf.

³ Decision on Mr Mokom’s request for leave to reply and request for a hearing, [ICC-01/14-01/22-336](#).

⁴ Mokom Defence Reply to ‘Prosecution’s Response to Maxime Mokom’s Request for Compensation under Article 85 of the Rome Statute’, ICC-01/14-01/22-337-Conf, with confidential Annex A (ICC-01/14-01/22-337-Conf-AnxA) and confidential Annex B (ICC-01/14-01/22-337-Conf-AnxB).

⁵ Registry’s Submissions, ICC-01/14-01/22-338-Conf-Exp (reclassified as confidential *ex parte* available only to the Registry and Mr Mokom pursuant to Order for reclassification of ICC-01/14-01/22-338-Conf-Exp, 31 May 2024, ICC-01/14-01/22-341) (confidential version notified on 31 May 2024).

⁶ Order instructing the Registry to re-file the Registry’s Submissions, 6 June 2024, [ICC-01/14-01/22-342](#).

⁷ Updated Registry’s Submissions on the Defence Request for Compensation under Article 85 of the Rome Statute (ICC-01/14-01/22-329-Conf), ICC-01/14-01/22-343-Conf-Exp (confidential version notified on 18 June 2024), with confidential *ex parte* Annex I (ICC-01/14-01/22-343-Conf-Exp-AnxI), Annex II (ICC-01/14-01/22-343-Conf-Exp-AnxII), Annex III (ICC-01/14-01/22-343-Conf-Exp-AnxIII), Annex IV (ICC-01/14-01/22-343-Conf-Exp-AnxIV), Annex V (ICC-01/14-01/22-343-Conf-Exp-AnxV), Annex VI (ICC-01/14-01/22-343-Conf-Exp-AnxVI), Annex VII (ICC-01/14-01/22-343-Conf-Exp-AnxVII) and Annex VIII (ICC-01/14-01/22-343-Conf-Exp-AnxVIII).

7. On 14 June 2024, Mr Mokom filed his response to the Registry's Submissions (the 'Response to the Registry's Submissions').⁸
8. The Chamber notes that the parties have yet to file public redacted versions of the abovementioned submissions. As such, the Chamber instructs the respective party or the Registry to file public redacted versions or request reclassification as public of the following filings:
 - a. Mr Mokom's Request for Leave to Reply (ICC-01/14-01/22-334-Conf) by 3 July 2024;
 - b. Mr Mokom's Reply to the Prosecution (ICC-01/14-01/22-337-Conf) and the accompanying annexes by 3 July 2024;
 - c. Prosecution Response to Mr Mokom's Request for Leave to Reply (ICC-01/14-01/22-335-Conf) by 5 July 2024; and
 - d. Updated Registry's Submissions (ICC-01/14-01/22-343-Conf-Red) by 5 July 2024 and accompanying annexes⁹ by 5 July 2024.
9. Mr Mokom is further instructed to file public redacted and confidential versions or request the reclassification as public or confidential of his Response to the Registry's Submissions (ICC-01/14-01/22-344-Conf-Exp) and its accompanying annex by 12 July 2024.
10. If the relevant party or the Registry seeks to maintain the current confidential or confidential *ex parte* classification of any of the annexes to the abovementioned filings, they must justify the need to maintain the present classification, by the same deadlines specified above.

FOR THESE REASONS, THE CHAMBER HEREBY

⁸ Mokom Defence Response to the 'Registry's Submissions on the Defence Request for Compensation under Article 85 of the Rome Statute (ICC-01/14-01/22-329-Conf)', ICC-01/14-01/22-344-Conf-Exp, with confidential *ex parte* Annex I (ICC-01/14-01/22-344-Conf-Exp).

⁹ Confidential *ex parte* Annex I (ICC-01/14-01/22-343-Conf-Exp-AnxI), Annex II (ICC-01/14-01/22-343-Conf-Exp-AnxII), Annex III (ICC-01/14-01/22-343-Conf-Exp-AnxIII), Annex IV (ICC-01/14-01/22-343-Conf-Exp-AnxIV), Annex V (ICC-01/14-01/22-343-Conf-Exp-AnxV), Annex VI (ICC-01/14-01/22-343-Conf-Exp-AnxVI), Annex VII (ICC-01/14-01/22-343-Conf-Exp-AnxVII) and Annex VIII (ICC-01/14-01/22-343-Conf-Exp-AnxVIII).

ORDERS Mr Mokom, the Prosecution, and the Registry to comply with the instructions listed in paragraphs 8-10 above.

Done in both English and French, the English version being authoritative.



Judge Miatta Maria Samba, Presiding Judge

Dated 28 June 2024

At The Hague, The Netherlands