

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/14-01/21

Date: 03 September 2024

TRIAL CHAMBER VI

Before: Judge Miatta Maria Samba, Presiding Judge
Judge María del Socorro Flores Liera
Judge Sergio Gerardo Ugalde Godínez
Judge Keebong Paek, Alternate Judge

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
THE PROSECUTOR *v.* MAHAMAT SAID ABDEL KANI**

Public

With Confidential and Public Redacted Annex 1

**Registry's Report on Evidence Recognised as Formally Submitted by the Chamber
for Witnesses CAR-OTP-P-2241, CAR-OTP-P-1289, CAR-OTP-P-0662, CAR-OTP-
P-2519, CAR-OTP-P-2179, CAR-OTP-P-1524, CAR-OTP-P-2263, CAR-OTP-P-0291,
CAR-OTP-P-2504 and CAR-OTP-P-3047**

Source: Registry

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 Holo Makwaia	Counsel for the Defence Ms Jennifer Naouri Mr Dov Jacobs
Legal Representatives of the Victims	Legal Representatives of the Applicants
Unrepresented Victims	Unrepresented Applicants (Participation/Reparation)
The Office of Public Counsel for Victims Ms Sarah Pellet	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 Mr Nigel Verrill	Detention Section
Victims Participation and Reparations Section	Other

I. Introduction

1. The Registry hereby submits the present report (“Report”) and its two annexes consisting of a confidential version of items recognised as evidence formally submitted and its public redacted version, pursuant to the “Directions on the Conduct of Proceedings” (“Directions”),¹ issued on 9 March 2022 by Trial Chamber VI (“Chamber”).

II. Procedural History

2. On 9 March 2022, the Chamber issued its Directions on the Conduct of Proceedings in which it instructed the Registry to: “[...] reflect all formally submitted items in the eCourt metadata [...]”, and to “[...] submit reports for each witness who testifies, indicating which items have been formally submitted by the parties and participants in relation to that witness. The email exchanges [...] are to be annexed to this filing, applying redactions as appropriate.”²
3. The Office of the Prosecutor (“Prosecution”) called its :
 - seventeenth witness, CAR-OTP-P-2241 on 29 January 2024 ;
 - eighteenth witness, CAR-OTP-P-1289 on 1st February 2024;
 - nineteenth witness, CAR-OTP-P-0662 on 5 February 2024 ;
 - twentieth witness, CAR-OTP-P-2519 on 6 February 2024 ;
 - twenty-first witness, CAR-OTP-P-2179 on 26 February 2024;
 - twenty-second witness, CAR-OTP-P-1524 on 29 February 2024 ;
 - twenty-third witness, CAR-OTP-P-2263 on 4 March 2024 ;
 - twenty-fourth witness, CAR-OTP-P-0291 on 20 March 2024 ;
 - twenty-fifth, CAR-OTP-P-2504 on 25 March 2024 ; and

¹ Trial Chamber VI, Directions on the Conduct of Proceedings, ICC-01/14-01/21-251, 9 March 2022.

² *Ibid.* para 22(iv).

- twenty-sixth witness, CAR-OTP-P-3047 on 15 April 2024 .

4. After the conclusion of the examination of the aforementioned witnesses, the parties formally submitted items used during the hearings of the witnesses, as instructed by the Chamber in the Directions.
5. On 27 May 2024, the Chamber, via email, issued its decision on items of evidence recognised as being formally submitted for CAR-OTP-P-2241, CAR-OTP-P-1289, CAR-OTP-P-0662, CAR-OTP-P-2519, CAR-OTP-P-2179, CAR-OTP-P-1524, CAR-OTP-P-2263, CAR-OTP-P-0291, CAR-OTP-P-2504 and CAR-OTP-P-3047.³
6. Pursuant to the Directions, the Registry applied redactions as appropriate to the email enclosed in Annex 1 to the present filing⁴.

III. Applicable law

7. For the purpose of the present submission, the Registry has considered, *inter alia*, articles 64(7), 64(10), and 67(1) of the Rome Statute, rule 137 of the Rules of Procedure and Evidence, regulations 21(8) of the Regulations of the Court, and regulations 21(2), 40(4)(h), 43 and 50(c) of the Regulations of the Registry.

IV. Submission

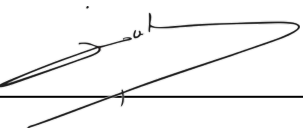
8. The Registry hereby attaches confidential Annex 1 containing the list of items considered as formally submitted by the Chamber:

³ Trial Chamber VI, Decision on Submitted Materials for P-2241, P-1289, P-0662, P-2519, P-2179, P-1524, P-2263, P-0291, P-2504 and P-3047, dated 27 May 2024, at 11.02

⁴ Trial Chamber VI, Directions, para. 22 (iv).

- **Annex 1:** “Decision on Submitted Materials for P-2241, P-1289, P-0662, P-2519, P-2179, P-1524, P-2263, P-0291, P-2504 and P-3047” dated 27 May 2024 at 11:02.

9. In order to enable the parties and participants to suggest specific additional redactions to Annex 1, the Registry liaised by email with the Prosecution, the Defence and the Office of the Public Counsel for Victims.⁵
10. Accordingly, the Registry applied redactions to the emails set forth in the following public redacted version of Annex 1.

A handwritten signature in dark ink, consisting of a series of loops and a long horizontal stroke, positioned above a solid horizontal line.

Marc Dubuisson
Director, Division of Judicial Services
On behalf of Osvaldo Zavala Giler, Registrar

Dated this 03 September 2024

At The Hague, The Netherlands

⁵ Email sent by CMS Associate Legal Officer/Courtroom Officer, on 1 August 2024 at 16.33 attaching Annex 1. The Prosecution sent back the agreed *inter partes* further redacted version of Annex 1 to CMS Associate Legal Officer/Courtroom Officer on 23 August 2024 at 14.45.