

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

**No. ICC-01/14-01/18
Date: 18 September 2024**

TRIAL CHAMBER V

Before: Judge Bertram Schmitt, Presiding Judge

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
*THE PROSECUTOR v. ALFRED YEKATOM AND PATRICE-EDOUARD
NGAISSONA***

Public

Declaration on the Closure of the Submission of Evidence

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 Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparations**

The Office of Public Counsel for Victims

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Osvaldo Zavala Giler

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

Judge Bertram Schmitt, acting as Presiding Judge on behalf of Trial Chamber V of the International Criminal Court, in the case of *The Prosecutor v. Alfred Yekatom and Patrice-Edouard Ngaïssona*, having regard to Rule 141(1) of the Rules of Procedure and Evidence (the ‘Rules’), issues this ‘Declaration on the Closure of the Submission of Evidence’.

1. On 16 February 2021, the trial in this case commenced.¹
2. On 11 September 2023, the Office of the Prosecutor (the ‘Prosecution’) filed a formal notice on the completion of its evidence presentation.²
3. On 13 September 2024, the Ngaïssona Defence³ and the Yekatom Defence⁴ filed formal notices indicating the closure of their respective evidence presentations.
4. On 17 and 18 September 2024, the Chamber rejected the Prosecution’s and the Common Legal Representative of the Former Child Soldiers’ requests to submit rebuttal evidence.⁵
5. In light of the above, and in accordance with Rule 141(1) of the Rules, the Presiding Judge hereby declares the submission of evidence in this case closed.

¹ Transcript of hearing, ICC-01/14-01/18-T-014-ENG.

² Prosecution’s Notice of the Close of its Case-in-Chief, ICC-01/14-01/18-2089.

³ Ngaïssona Defence Notice of the Conclusion of its Presentation of Evidence, ICC-01/14-01/18-2690. The Ngaïssona Defence reserves its right to submit additional evidence concerning the then-pending requests ICC-01/14-01/18-2657-Conf, ICC-01/14-01/18-2662, ICC-01/14-01/18-2666-Conf and its request to submit evidence following the examination of D30-4914 (email from the Ngaïssona Defence, 22 August 2024, at 13:07), which have meanwhile been adjudicated. It further indicates that its notice is ‘without prejudice to the Prosecution’s duty under Article 67(2) of the Rome Statute and Rule 77 of the Rules of Procedure and Evidence’.

⁴ Yekatom Defence Notice of the End of Defence Presentation of Evidence, ICC-01/14-01/18-2691. The Yekatom notes that its notice is conditional on the resolution of the then-pending request ICC-01/14-01/18-2661, which has meanwhile been adjudicated. It further indicates that it is ‘without prejudice to the Defence’s right to adduce further evidence as may be appropriate dependent on the outcome of the pending decisions and/or to address any material(s) disclosed by the Prosecution in accordance with its on-going disclosure obligations set out in Article 67 (2) or Rule 77 of the Rules of Procedure and Evidence’ (footnotes omitted).

⁵ Decision on the Prosecution Request for the Submission of Rebuttal Evidence, 17 September 2024, ICC-01/14-01/18-2694; Decision on the Common Legal Representative of the Former Child Soldiers Request to Present Evidence in Rebuttal, 18 September 2024, ICC-01/14-01/18-2695-Conf; Decision on the Fourth Ngaïssona Defence Request for Submission from the Bar Table and Requests for Leave to Add (Miscellaneous Documents) and Decision on the Prosecution Further Rebuttal Request, 18 September 2024, ICC-01/14-01/18-2696-Conf.

FOR THESE REASONS, THE PRESIDING JUDGE

DECLARES the submission of evidence in this case closed.

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

A handwritten signature in black ink, appearing to read 'Bertram Schmitt', is written over a horizontal line.

Judge Bertram Schmitt
Presiding Judge

Dated 18 September 2024

At The Hague, The Netherlands