



Original : English

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

Date: 27 May 2025

TRIAL CHAMBER V

Before: Judge Bertram Schmitt, Presiding Judge
Judge Péter Kovács
Judge Chang-ho Chung
Judge Beti Hohler, Alternate Judge

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

IN THE CASE OF

***THE PROSECUTOR v. ALFRED YEKATOM AND
PATRICE-EDOUARD NGAÏSSONA***

**PUBLIC with
Confidential Annexes 1 to 13 and 15
Confidential *EX PARTE* Annex 14 only available to the Ngaïssona Defence and
Registry
and
Public Redacted Annexes 1 to 15**

**Nineteenth Registry Quarterly Report on Decisions issued by way of e-mail from 1
February to 30 April 2025**

Source : Registry

To be notified, in accordance with Regulation 31 of the Regulations of the Court, to:

☒ **The Office of the Prosecutor**

☒ **Counsel for the Defence**

D29

D30

☒ **Legal Representatives of the Victims**

V44

V45

☐ **Legal Representatives of the 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

M. Zavala Giler, Osvaldo

☐ **Counsel Support Section**

☐ **Victims and Witnesses Unit**

☐ **Detention Section**

☐ **Victims Participation and Reparations Section**

☐ **Other**

I. Introduction

1. The Registry hereby submits, with the present report and its 15 annexes, the confidential and public redacted versions of email decisions (“Report on Email Decisions”) pursuant to the “Initial Directions on the Conduct of the Proceedings” (“Initial Directions”), issued by Trial Chamber V (“Chamber”) on 26 August 2020.¹
2. In line with the Presiding Judge’s instructions to the Registry dated 13 April 2021, the Registry is filing the confidential versions simultaneously with the public redacted versions.²

II. Procedural History

3. On 26 August 2020, the Chamber issued the Initial Directions instructing the Registry to file all email decisions on the case record in quarterly reports (“the Registry Reports”) starting 15 September 2020.³
4. The Chamber directed the parties and participants to: a. frame their requests made by email in a way that makes their publicity possible; b. indicate in the email when emails cannot be made public at all.⁴
5. The Presiding Judge clarified in the Initial Directions that emails related to the submission of evidence should not be part of the Reports on e-mail Decisions.⁵

¹ Trial Chamber V, Initial Directions on the Conduct of the Proceedings, ICC-01/14-01/18-631, 26 August 2020, para. 76.

² Trial Chamber V Communications email to the Registry CMS, dated 13 April 2021 at 15h45.

³ *Ibid.*

⁴ *Ibid.*, para 78.

⁵ *Ibid.*, footnote 58.

6. On 13 April 2021, the Presiding Judge instructed the Registry to additionally file confidential versions of the Registry Reports and further ordered these confidential versions to be filed simultaneously with the public versions.⁶

III. Level of classification

7. Pursuant to regulation 23bis(1) of the Regulations of the Court, some of the annexes are classified as “confidential” and “confidential *ex parte*” as they contain sensitive information that should not be disclosed to the public.

IV. Applicable law

8. For the purpose of the present submission, the Registry considered articles 64(7), 64(10) and 67(1) of the Rome Statute and rule 137 of the Rules of Procedure and Evidence.

V. Submissions

9. In the Initial Directions, the Presiding Judge provided criteria for the application of the redactions to the email decisions. The Registry is instructed *inter alia* to: “[...] apply the following redactions: (i) names of Chambers staff members, where applicable; (ii) names of Registry staff members, if deemed necessary by the Registry; and (iii) any personal email address or other private or personal information. The Registry shall consult the participants on the redactions applied. In case of disagreement, the Chamber will rule.”⁷
10. In order to enable the parties and participants to suggest specific additional redactions, the Registry liaised by way of email with the Office of the Prosecutor (“Prosecution”), the Defence for Mr Yekatom, the Defence for Mr Ngaïssona,

⁶ See *supra* note 2.

⁷ *Ibid*, para. 77.

the Legal Representatives of Victims for the Former Child Soldiers (“CLRV1”) and the Legal Representatives of Victims of the Other Crimes (“CLRV2”).⁸

11. Redaction proposals were received from the parties and participants and subsequently considered by the Registry.⁹

12. Accordingly, the Registry applied redactions to emails set forth in the following annexes:

- **Annex 1:** Order shortening deadline to respond to ICC-01/14-01/18-2756-Conf-Red, dated 07 February 2025 at 17:15;
- **Annex 2:** Email Decision¹⁰ dated 11 February 2025 at 09:26;
- **Annex 3:** Decision on the OTP request to disclose to the Defence of Mr. Said the confidential transcripts of the testimony of P-2926, dated 11 February 2025 at 15:44;
- **Annex 4:** Decision on the Joint Request for French Translation of Closing Briefs, dated 14 February 2025 at 12:01;
- **Annex 5:** Decision regarding Registry periodic reports on the Political and Security situation in the CAR, dated 14 February 2025 at 16:25;
- **Annex 6:** Order to reclassify annexes to ICC-01/14-01/18-2756-Conf-Exp, dated 18 February 2025 at 11:19;

⁸ Emails sent by the Court Management Section to the Parties, Participants and the Registry on 12 May 2025 at 17:12, 17:17 and 17:21 containing confidential and confidential *ex parte* annexes where applicable.

⁹ Email sent by the Prosecution on 20 May 2025 at 10:17 containing further redactions for annex 2. Email sent by the Defence for Mr Ngaïssona on 14 May 2025 at 10:11 containing further redactions for annex 14. Email sent by the Registry - Victims Participation and Reparation Section on 26 May 2025 at 13:52 confirming that annex 15 can be classified as confidential.

¹⁰ *Ibid.*

- **Annex 7:** Order to file PRVs or seek reclassification of filings ICC-01/14-01/18-2599-Conf-Exp and ICC-01/14-01/18-2615-Conf-Exp, dated 18 February 2025 at 14:37;
- **Annex 8:** Order to reclassify ICC-01/14-01/18-2653-Conf-Exp, dated 11 March 2025 at 17:20;
- **Annex 9:** Decision on the Prosecution's request to conduct its review of corrected transcripts on a rolling basis, dated 12 March 2025 at 17:25;
- **Annex 10:** Decision on the Prosecution's request to extend the deadline for its review of corrected transcripts, dated 21 March 2025 at 13:45;
- **Annex 11:** Decision regarding Registry periodic reports on participating victims, dated 21 March 2025 at 18:00;
- **Annex 12:** Decision on the Prosecution's Request for authorisation to disclose transcripts from the Yekatom and Ngaïssona case to the Said Defence, dated 25 March 2025 at 16:58;
- **Annex 13:** Order to reclassify ICC-01/14-01/18-2766-Conf-Red and ICC-01/14-01/18-2764-Conf, dated 03 April 2025 at 13:48;
- **Annex 14:** Decision on the Ngaïssona Defence's Request for Guidance from the Chamber regarding Mr Ngaïssona's Non-privileged Contacts List, dated 15 April 2025 at 13:00; and
- **Annex 15:** Instruction on Corrigendum of Annex 1 to the Sixteenth Registry Assessment Report on Victim Applications for Participation in Trial Proceedings ICC-01/14-01/18-1259, dated 29 April 2025 at 10:20.

13. In addition, the Registry simultaneously submits the 15 annexes listed above in their confidential version and confidential *ex parte* version where applicable.



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

Dated this 27 May 2025

At The Hague, The Netherlands