



Original: English

No. ICC-01/14-01/18

Date: 24 July 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
NGAISSONA***

Public

**Twelfth Decision on Mr Ngaïssona's Restrictions on Contacts and
Communications in Detention**

Document to be notified in accordance with regulation 31 of the Regulations of the Court to:

☒ **The Office of the Prosecutor**

☒ **Counsel for the Defence**

Ngaïssona Defence
Yekatom Defence

☒ **Legal Representatives of the Victims**

Common Legal Representative of the Former
Child Soldiers
Common Legal Representatives of Victims of
Other Crimes

☐ **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

Mr Osvaldo Zavala Giler

☐ **Counsel Support Section**

☐ **Victims and Witnesses Unit**

☒ **Detention Section**

☐ **Victims Participation and Reparations
Section**

☐ **Other**

TRIAL CHAMBER V of the International Criminal Court, in the case of *The Prosecutor v. Alfred Yekatom and Patrice-Edouard Ngaïssona*, having regard to Articles 64(2) and 68(1) of the Rome Statute, Regulations 99-101 of the Regulations of the Court, and Regulations 167-170, 173-175, 177-180, 182-185 and 187 of the Regulations of the Registry, issues this ‘Twelfth Decision on Mr Ngaïssona’s Restrictions on Contacts and Communications in Detention’.

1. The Chamber recalls the procedural history set out in its latest decision on Mr Ngaïssona’s restrictions on contacts and communications in detention where it, *inter alia*, decided to maintain the restrictions previously imposed on Mr Ngaïssona (the ‘Eleventh Restrictions Decision’ and the ‘Current Restrictions’).¹
2. On 10 July 2025, the Registry filed its thirteenth report on the implementation of the restrictions on Mr Ngaïssona’s contacts and communications in detention, in which it informs having no incidents to report (the ‘Thirteenth Registry Report’).²
3. On 16 July 2025, the Office of the Prosecutor (the ‘Prosecution’) provided its observations on the Thirteenth Registry Report, submitting that the Chamber should maintain the Current Restrictions (the ‘Prosecution Observations’).³
4. On 21 July 2025, the Ngaïssona Defence (the ‘Defence’) responded to the Prosecution Observations, seeking that the Chamber dismiss the arguments put forward in it (the ‘Ngaïssona Defence Response’).⁴

¹ Eleventh Decision on Mr Ngaïssona’s Restrictions on Contacts and Communications in Detention, 13 February 2025, ICC-01/14-01/18-2759-Conf-Exp, confidential *ex parte*, only available to the Ngaïssona Defence and the Registry (public redacted version notified on 14 July 2025, ICC-01/14-01/18-2759-Red), paras 1, 10, p. 8.

² Thirteenth Registry Report on the Implementation of the Restrictions on Contacts of Mr Ngaïssona Ordered by Trial Chamber V, ICC-01/14-01/18-2779-Conf, paras 1, 5-6.

³ Prosecution’s Observations on the “Thirteenth Registry Report on the Implementation of the Restrictions on Contacts of Mr Ngaïssona Ordered by Trial Chamber V” (ICC-01/14-01/18-2779-Conf), ICC-01/14-01/18-2781-Conf, paras 1, 3-8.

⁴ Ngaïssona Defence Response to the “Prosecution’s Observations on the ‘Thirteenth Registry Report on the Implementation of the Restrictions on Contacts of Mr Ngaïssona Ordered by Trial Chamber V’” (ICC-01/14-01/18-2781-Conf), ICC-01/14-01/18-2782-Conf, paras 8-14.

5. The Chamber further recalls the standard and the criteria of assessment as previously set out⁵ as well as the circumstances underlying the Eleventh Restrictions Decision and the findings therein.⁶ The Chamber notes that there has been no material change in circumstances since the Eleventh Restrictions Decision. Accordingly, it sees no need to modify the restrictions regime currently in place and decides to maintain the Current Restrictions.

FOR THESE REASONS, THE CHAMBER HEREBY

DECIDES to maintain the Current Restrictions; and

ORDERS the Registry, the Prosecution and the Defence to file public redacted versions of the Thirteenth Registry Report, ICC-01/14-01/18-2779-Conf; the Prosecution Observations, ICC-01/14-01/18-2781-Conf; and the Ngaïssona Defence Response, ICC-01/14-01/18-2782-Conf within one week of notification of this decision.

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

 Judge Péter Kovács	 Judge Bertram Schmitt Presiding Judge	 Judge Chang-ho Chung
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Dated 24 July 2025

At The Hague, The Netherlands

⁵ See Decision on Mr Ngaïssona's Restrictions on Contacts and Communications in Detention, 17 April 2020, ICC-01/14-01/18-484-Conf-Exp, confidential *ex parte*, only available to the Ngaïssona Defence and the Registry (confidential redacted version notified the same day, ICC-01/14-01/18-484-Conf-Red; public redacted version notified on 16 February 2021, ICC-01/14-01/18-484-Red), paras 16-18, 21.

⁶ Eleventh Restrictions Decision, ICC-01/14-01/18-2759-Red, paras 6-10.