



Original: **English**

No.: **ICC-01/14-01/18**
Date: **02 February 2026**

PRE-TRIAL CHAMBER II

Before: Judge Antoine Kesia-Mbe Mindua, Presiding Judge
Judge Tomoko Akane
Judge Rosario Salvatore Aitala

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II
IN THE CASE OF
THE PROSECUTOR v. ALFRED YEKATOM

Public

**Public redacted version of “Prosecution’s Provisional Schedule for the Disclosure of Evidence Prior to the Confirmation Hearing”, 04 February 2019,
ICC-01/14-01/18-77-Conf**

Source: Office of the Prosecutor

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

The Office of the Prosecutor

[REDACTED]

[REDACTED]

[REDACTED]

Counsel for the Defence

[REDACTED]

Legal Representatives of the Victims

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

[REDACTED]

Counsel Support Section

Victims and Witnesses Unit

[REDACTED]

Detention Section

**Victims Participation and Reparations
Section**

Other

I. INTRODUCTION

1. The Office of the Prosecutor (“Prosecution”) provides its provisional schedule for the disclosure of evidence intended for presentation at the confirmation hearing (“Confirmation Materials”), pursuant to the 23 January 2019 order of the Single Judge of Pre-Trial Chamber II (“Chamber”).¹

2. The provisional schedule comprises the Prosecution’s best currently available estimations. However, these may be subject to change based on several variables, including the Prosecution’s ongoing investigation, the prospective joinder of *The Prosecutor v. Patrice-Edouard NGAISSONA*, and the [REDACTED] situation in the Central African Republic (“CAR”).² The [REDACTED] requires extensive witness protection measures which will necessarily affect the timing of the Prosecution’s disclosure of the Confirmation Materials, and, potentially, the scheduling of Alfred YEKATOM’s (“YEKATOM”) confirmation hearing.

II. CONFIDENTIALITY

3. In accordance with regulation 23bis(2) of the Regulations of the Court, this filing is classified as “*confidential*” since it contains sensitive information bearing on witness protection issues. A public redacted version will be filed as soon as practicable.

III. SUBMISSIONS

4. On 29 January 2019, the Prosecution provided its first disclosure package of Confirmation Materials to both YEKATOM’s and Patrice-Edouard NGAISSONA’s (“NGAISSONA”) Defence teams. The disclosure package comprised 723 unredacted exhibits totalling 5,641 pages and around 16 hours of audio-visual materials.

¹ ICC-01/14-01/18-64-Conf.

² ICC-01/14-01/18-8-Conf-Red.

5. The Prosecution is currently reviewing and emplacing content and metadata redactions on around 800 additional exhibits, totalling around 13,000 pages and approximately 17 hours of audio-visual materials, which will comprise the bulk of the Confirmation Materials. These additional exhibits primarily consist of those referenced in support of the warrants of arrest for YEKATOM and NGAISSONA and the corresponding Prosecution application.

6. In implementing a streamlined approach with a view to advancing the proceedings expeditiously, the Prosecution is not limiting the scope of its review and redaction processes to materials related to YEKATOM only. Doing so would entail multiple and redundant reviews and redactions to be applied in respect of materials related to the case against NGAISSONA given the overlapping nature of their cases. Instead, in broadening its review to include NGAISSONA-related material at this point, the Prosecution is better able to allocate its limited resources effectively and efficiently. This approach further reasonably takes into account the realistic likelihood of a joint confirmation proceeding.³

7. The Prosecution anticipates disclosing the bulk of the additional Confirmation Materials in discrete packages. While the Prosecution hopes to complete the disclosure process by 29 March 2019, it is likely that the process may realistically require 10 to 12 weeks. In any event, the next planned disclosure package will be provided to both YEKATOM's and NGAISSONA's Defence teams on or about 25 February 2019, with at least one additional major disclosure package before 29 March 2019.

8. The Confirmation Materials under review contain a number of Prosecution Witness Statements and other witness-related items requiring careful consideration

³ See ICC-01/14-01/18-67.

and consultation with the Prosecution's Protection Strategies Unit ("PSU") and the Victims and Witnesses Unit ("VWU") on matters of witness protection.

9. PSU has identified at least 20 witnesses who either do not require extensive protective measures or whose protection issues have largely been resolved. The Prosecution is prioritising the review, redaction, and disclosure of these witness materials, which will occur as soon as the necessary redactions have been implemented and the material technically prepared. As noted, this complex, meticulous, and time consuming exercise is underway. As the Chamber is aware, in implementing redactions, the Prosecution re-reviews every page of every document and every minute of every video required for disclosure, including the metadata for each item. The Prosecution then manually implements redactions using the redactions protocol recently ordered by the Chamber. These items are then subject to a secondary and often tertiary review to ensure that redactions are properly applied. In some instances, such as redactions to metadata or audio-visual material, technical assistance is also required.

10. PSU has also identified around 30 witnesses who require reassessments and protective measures to be put in place before disclosure of their identities. The Prosecution estimates that the security challenges regarding these witnesses can be addressed and protective measures implemented within the next 10 to 12 weeks. The disclosure of materials related to witnesses in this category will be completed as their respective security situations allow.

11. Additionally, PSU, in conjunction with VWU, has identified at least seven witnesses assessed as requiring non-standard identity redactions due to their vulnerable security situations. The Prosecution is working diligently to try to resolve outstanding protection issues to provide the Defence with the identities of the witnesses. Unfortunately, the Prosecution cannot presently provide assurances that

the necessary protective measures for this category of witnesses will be in place in time for the confirmation hearing currently scheduled for 30 April 2019. [REDACTED], which makes it difficult to provide concrete estimates. The seven witnesses are key to the YEKATOM and NGAISSONA warrants of arrest, and they [REDACTED].

12. While the Prosecution will endeavour to review, redact, and disclose all Confirmation Materials by 29 March 2019, the Prosecution's ability to disclose the identities of all witnesses it intends to rely upon, even if their statements or summaries thereof are disclosed. Despite all best efforts, it is difficult to foresee whether outstanding protection issues will, because of serious security challenges, render the disclosure of all witness names impracticable by the time of the confirmation hearing. The Prosecution is working diligently with VWU to resolve these issues and will continue to apprise the Chamber of its efforts.

IV. CONCLUSION

13. The Prosecution remains at the Chamber's disposal to further discuss both the Provisional Schedule and its approach. It would further invite the Chamber to hold a status conference at the midway point (*i.e.*, in approximately a month's time), such that the Prosecution and the relevant stakeholders, including VWU, may apprise the Chamber of any outstanding issues or developments affecting the intended timelines.



Mame Mandiaye Niang, Deputy Prosecutor

Dated this 2nd day of February 2026
At The Hague, The Netherlands