

**Cour
Pénale
Internationale**

**International
Criminal
Court**



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No.: ICC-01/14-02/18
Date: 16 February 2026

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Single Judge

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
*THE PROSECUTOR v. PATRICE-EDOUARD NGAÏSSONA***

PUBLIC

**Public Redacted Version of “Registry Report on the Implementation of the
Restrictions on Contact Ordered by the Single Judge” (ICC-01/14-01/18-115-Conf-
Exp), dated 6 February 2019**

Source: Registry

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

D30

D29

☒ 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. Following the “Decision pursuant to Regulation 101 of the Regulations of the Court” issued by the Single Judge on 23 January 2019 (“Decision”)¹, in which the Registry is ordered to implement the restrictions on Mr Patrice-Édouard Ngaïssona’s (“Mr Ngaïssona”) contact pursuant to paragraphs 7-11 of the Decision no later than two weeks after the arrival of Mr Ngaïssona to the ICC Detention Centre (“DC”), the Registry hereby submits its report on the monitoring of telephone calls, visits, and incoming and outgoing mail during the reporting period. By this report, the Registry informs the Chamber that no incident has been reported.

II. Procedural history

2. On 23 January 2019, Mr Patrice-Édouard Ngaïssona was transferred to the DC where he is currently held.
3. On 23 January 2019, the Single Judge of the Pre-Trial Chamber II (“Single Judge”) issued the Decision in which the Registry was, *inter alia*, directed to put in place the measures to restrict Mr Ngaïssona’s contact with the outside world.²

III. Classification

4. In accordance with regulation 23 *bis* (1) of the Regulations of the Court (“RoC”), the present report is classified as confidential *ex parte* only available to the Defence and the Registry, as it contains sensitive information concerning identifying information of Mr Ngaïssona’s personal contacts and detention-

¹ Single Judge, “ Decision pursuant to Regulation 101 of the Regulations of the Court”, 23 January 2019, ICC-01/14-02/18-11-Conf-Exp.

² *Ibid.*, paras 7-11.

related matters. Should the Chamber decide so, the Registry stands ready to give the Office of the Prosecutor access to a redacted version of the present report.

IV. Applicable law

5. For the purpose of the present submission, the Registry has considered regulations 99(1)(i) and 100 of the RoC, and regulations 173, 175, 179 and 180 of the RoR.

V. Submissions

6. On 23 January 2019, in implementing the Decision, the DC staff notified Mr Ngaïssona of the restrictions on contact with the outside world ordered by the Single Judge.³
7. On 25 January 2019, following the appointment of the Counsel to represent Mr Ngaïssona, the Registry notified him of the Decision as well as of the notification above given to Mr Ngaïssona pursuant to the Decision.⁴
8. Upon Mr Ngaïssona's arrival at the DC, he was detained in a separate wing of the DC in order to prevent any exchange or contact between him and Mr Yekatom pursuant to the Chamber's Decision.⁵ On 30 January 2019, in accordance with the Second Decision pursuant to Regulation 101 of the

³ Annex I, Notification to Mr Ngaïssona "Modalités de mise en oeuvre de la decision de la Chambre de première instance II en date 23 janvier 2019 intitulée 'Decision pursuant to Regulation 101 of the Regulation of the Court' (ICC-01/14-02/18-11-Conf-Exp)", 23 January 2019.

⁴ Single Judge, " Decision pursuant to Regulation 101 of the Regulations of the Court", 23 January 2019, ICC-01/14-02/18-11-Conf-Exp, p. 7.

⁵ *Ibid.*, para. 6.

Regulations of the Court issued by Pre-Trial Chamber II on 29 January 2019,⁶
Mr Ngaïssona was moved to the shared wing of the DC.⁷

Non-privileged telephone calls

9. Pursuant to the Decision, the Registry has, *inter alia*, implemented a system whereby Mr Ngaïssona's telephone calls to all persons other than those identified in regulation 175(2) of the RoR are actively monitored. Furthermore, pursuant to the Decision, Mr Ngaïssona is allowed to call "a limited number of individuals, such as family members, whose identities and contact details will have to be duly verified beforehand with the support of the Victims and Witnesses Unit ("VWU")".⁸

10. On 29 January 2019, Mr Ngaïssona submitted to the DC staff a certain number of Telephone Number Forms in order to seek the authorization to add the individuals listed below to his non-privileged telephone contact list, together with the status of his relationship to these persons:
 - i) [REDACTED] ;
 - ii) [REDACTED];
 - iii) [REDACTED];
 - iv) [REDACTED];
 - v) [REDACTED];
 - vi) [REDACTED];
 - vii) [REDACTED].

⁶ Pre-Trial Chamber II, " Second Decision pursuant to Regulation 101 of the Regulations of the Court", 29 January 2019, ICC-01/14-02/18-19-Conf-Exp, para. 20.

⁷ Annex II, Notification to Mr Ngaïssona "Modalités de mise en oeuvre de la decision de la Chambre de première instance II en date 29 janvier 2019 intitulée 'Second Decision pursuant to Regulation 101 of the Regulation of the Court' (ICC-01/14-02/18-19-Conf-Exp)", 30 January 2019.

⁸ Single Judge, " Decision pursuant to Regulation 101 of the Regulations of the Court", 23 January 2019, ICC-01/14-02/18-11-Conf-Exp, para. 8.

11. The process of prior approval by the Registrar of the proposed names includes a verification process by the DC staff of the available information contained in the duly completed Telephone Number Forms within 14 days of its submission in accordance with regulation 173(4) of the RoR and the said form. The DC's vetting procedure of telephone contacts consists of [REDACTED]. The DC staff has been able to reach and, to the extent possible, verify only the identity of [REDACTED], who confirmed to be the main user of the telephone number as well as [REDACTED] relationship with the detained person and the additional information provided.

12. As the identity and contact details of [REDACTED] were already duly verified beforehand by VWU in relation to [REDACTED] Application for Permission to visit Mr Ngaïssona submitted to the DC staff on 25 January 2019, as reported in paragraphs 18 and 19 below, on 1 February 2019, the CCO informed Mr Ngaïssona he had approved his request for [REDACTED] to be added to his non-privileged telephone list pursuant to regulation 99(1)(i) of the RoC and regulations 173(4) of the RoR.

13. In that same notification, Mr Ngaïssona was reminded of the actively monitored regime ordered by the Single Judge in the Decision, as well as of the time schedule of the non-privileged telephone calls, which is as of 6 February 2019 every Wednesday and Friday from 10.30-11.00 hours.⁹ The Registry is able to provide interpretation in Sango at the DC for Mr Ngaïssona's telephone calls according to the time schedule abovementioned.

⁹ Annex III, Notification to Mr Ngaïssona "Approbation de votre demande de numéro de telephone et programme des appels téléphoniques à partir du 6 février 2019", 1 February 2019.

14. On 6 February 2019, Mr Ngaïssona has had the opportunity to speak with his [REDACTED]. During the phone call, no incidents occurred.
15. Following several attempts, the DC staff has not been able to reach the [REDACTED] family members of Mr Ngaïssona: [REDACTED] on the telephone numbers provided by Mr Ngaïssona. Therefore, he has been requested to fill in and submit Telephone Number Forms with correct numbers with the view to allowing the Registry to process and facilitate his requests pursuant to the Decision.
16. Furthermore, in accordance with the Decision in which the Single Judge restricted Mr Ngaïssona's telephone calls to "a limited number of individuals, *such as family members*, whose identities and contact details will have to be duly verified beforehand with the support of the Victims and Witness Unit"¹⁰ [emphasis added], the Registry has not followed up on Mr Ngaïssona's request to have who he has identified as [REDACTED], added to his non-privileged telephone list. Should the Chamber decide so, the Registry stands ready to process the verification procedure of their identities and contact details together with VWU in order to determine whether these individuals can be added to Mr Ngaïssona's non-privileged telephone list.

Non-privileged Visits

17. The Single Judge has also ordered the active monitoring of non-privileged visits to Mr Ngaïssona. On 25 January 2019, pursuant to regulation 179 of the

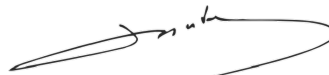
¹⁰ Single Judge, " Decision pursuant to Regulation 101 of the Regulations of the Court", 23 January 2019, ICC-01/14-02/18-11-Conf-Exp, para. 8.

RoR, the DC staff received a duly completed Application for Permission to Visit a Detained Person from Mr Ngaïssona's [REDACTED].

18. On 29 January 2019, pursuant to the Single Judge's instruction, the Registry sent the abovementioned Application Form to VWU for their support in further verifying the identity and contact details of Mr Ngaïssona's [REDACTED]. On 31 January 2019, VWU sent their report, concluding, *inter alia*, that [REDACTED] is Mr Ngaïssona's [REDACTED].¹¹ In the absence of any concerns brought to the attention of the CCO with regard to this individual, pursuant to regulation 100 of the RoC and regulation 180 of the RoR, the CCO granted permission for the said visit. The visit from [REDACTED] is scheduled to take place on 7 February 2019 from 10.00-11.30 hours and from 13.00-14.00 hours, and will take place pursuant to the Decision.

Incoming and outgoing mail

19. To date, Mr Ngaïssona has not received or sent any written correspondence.



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

Dated this 16 February 2026

At The Hague, The Netherlands

¹¹ Annex IV, VWS Report on Verification of Identity and Contact Details, 31 January 2019.