

**Cour  
Pénale  
Internationale**

**International  
Criminal  
Court**



*Original: English*

No.: ICC-01/14-01/18  
Date: 20 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 AND PATRICE-EDOUARD  
NGAÏSSONA**

**PUBLIC**

**Public Redacted version of "Registry Report Following the 'Decision Pursuant to Regulation 101 of the Regulations of the Court', ICC-01/14-01/18-424-Conf-Exp" (ICC-01/14-01/18-429-Conf-Exp) dated 17 February 2020**

**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

Legal Representatives of the Applicants

V44

V45

Unrepresented Victims

Unrepresented Applicants  
(Participation/Reparation)

The Office of the Public Counsel for Victims

The Office of the Public Counsel for the Defence

States' Representatives

Amicus Curiae

## **REGISTRY**

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**Registrar**

**Counsel Support Section**

M. Zavala Giler, Osvaldo

**Victims and Witnesses Unit**

☒ **Detention Section**

**Victims Participation and Reparations  
Section**

## I. Introduction

1. Following the “Decision Pursuant to Regulation 101 of the Regulations of the Court” (“Tenth Decision”)<sup>1</sup> issued by Pre-Trial Chamber II (“Chamber”) on 3 February 2020, the Registry hereby transmits its report following consultation with the Medical Services at the Detention Centre (“Medical Services”) in relation to the well-being of Mr Patrice-Edouard Ngaïssona (“Mr Ngaïssona”) at the Detention Centre (“DC”).

## II. Procedural history

2. On 23 January 2019, the Single Judge of Pre-Trial Chamber II issued the “Decision pursuant to Regulation 101 of the Regulations of the Court” (“First Decision”) in which, *inter alia*, the Registry was directed to put in place several measures to restrict Mr Ngaïssona’s contacts.<sup>2</sup>
3. Following a series of subsequent Decisions and Registry Reports,<sup>3</sup> on 23 December 2019, the Chamber issued its “Decision pursuant to Regulation 101

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<sup>1</sup> Pre-Trial Chamber II, “Decision Pursuant to Regulation 101 of the Regulations of the Court” (“Tenth Decision”), 3 February 2020, ICC-01/14-01/18-424-Conf-Exp.

<sup>2</sup> Single Judge, “Decision Pursuant to Regulation 101 of the Regulations of the Court”, 23 January 2019, ICC-01/14-01/18-98-Conf-Exp, paras. 7-11.

<sup>3</sup> Pre-Trial Chamber II, “Second Decision Pursuant to Regulation 101 of the Regulations of the Court”, 29 January 2019, ICC-01/14-01/18-106-Conf-Exp; Registry, “Registry Report on the Implementation of the Restrictions on Contact Ordered by the Single Judge”, 06 February 2019, ICC-01/14-01/18-115-Conf-Exp; Pre-Trial Chamber II, “Third Decision Pursuant to Regulation 101 of the Regulations of the Court”, 6 February 2019, ICC-01/14-01/18-114-Conf-Exp; Registry, “Second Registry Report on the Implementation of the Restrictions on Contact of Mr Patrice-Édouard Ngaïssona Ordered by the Single Judge”, 25 February 2019, ICC-01/14-01/18-125-Conf-Exp; Pre-Trial Chamber II, “Decision Pursuant to Regulation 101 of the Regulations of the Court”, 1 March 2019, ICC-01/14-01/18-137-Conf-Exp, paras. 19-20; Registry, “Third Registry Report on the Implementation of the Restrictions on Contact of Mr Patrice-Édouard Ngaïssona Ordered by Pre-Trial Chamber II”, 08 April 2019, ICC-01/14-01/18-166-Conf-Exp; Pre-Trial Chamber II, “Decision Pursuant to Regulation 101 of the Regulations of the Court”, 15 April 2019, ICC-01/14-01/18-176-Conf-Red; Registry, “Fourth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber II”, 17 June 2019, ICC-01/14-01/18-225-Conf-Exp; Pre-Trial Chamber II, “Decision Pursuant

of the Regulations of the Court”,<sup>4</sup> deciding, *inter alia*, to extend the existing contact restrictions for the remainder of the pre-trial proceedings.<sup>5</sup>

4. On 6 January 2020, the Registry submitted its “Eighth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber II”<sup>6</sup> concluding, *inter alia*, that no incident occurred during the monitored period.
5. On 20 January 2020, the Defence submitted “Defence Observations Pursuant to the “Eighth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber II” (ICC-01/14-01/18-416-Conf-Exp)”<sup>7</sup> indicating that “the inability to be close to his family in such times has had serious consequences on Mr Ngaïssona’s well-being” and “these restrictions bear disproportionate and debilitating consequences on Mr Ngaïssona’s well-being”, and transmitting a letter written by Mr Ngaïssona in annex.<sup>8</sup>
6. On 21 January 2020, the Defence submitted an “Addendum to Defence Observations Pursuant to the “Eighth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber

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to Regulation 101 of the Regulations of the Court”, 9 July 2019, ICC-01/14-01/18-240-Conf-Exp, para. 30; Registry, “Fifth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by the Pre-Trial Chamber II”, 15 August 2019, ICC-01/14-01/18-276-Conf-Exp; Registry, “Sixth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber II”, 13 September 2019, ICC-01/14-01/18-337-Conf-Exp; Registry, “Seventh Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by the Pre-Trial Chamber II”, 4 November 2019, ICC-01/14-01/18-390-Conf-Exp.

<sup>4</sup> Pre-Trial Chamber II, “Decision Pursuant to Regulation 101 of the Regulations of the Court” (“Ninth Decision”), 23 December 2019, ICC-01/14-01/18-413-Conf-Exp.

<sup>5</sup> *Ibid.*, paras. 80, 89.

<sup>6</sup> Registry, “Eighth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber II”, 6 January 2020, ICC-01/14-01/18-416-Conf-Exp.

<sup>7</sup> Defence, “Defence Observations Pursuant to the “Eighth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber II” (ICC-01/14-01/18-416-Conf-Exp)”, 20 January 2020, ICC-01/14-01/18-420-Conf-Exp.

<sup>8</sup> *Ibid.*, paras. 33, 35.

II” (ICC-01/14-01/18-416-Conf-Exp), ICC-01/14-01/18-420-Conf-Exp”<sup>9</sup> transmitting a second letter written by Mr Ngaïssona “which complements his letter of January 14 2020”<sup>10</sup> and requests that the Chamber accept the addendum as part of the Defence Observations.

7. On 3 February 2020, the Chamber issued Tenth Decision,<sup>11</sup> concluding that the well-being of Mr Ngaïssona is of serious concern, and directing the Registry to “seek the advice of medical professionals in regard to Ngaïssona’s well-being, and to report back to the Chamber promptly following consultations”.<sup>12</sup>

### III. Classification

8. 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 for Mr Ngaïssona, the Registrar, and the Detention Section, as it refers to filings and decisions of the same classification, and considering that it contains medical information for Mr Ngaïssona and detention-related matters. The Registry is ready to provide a confidential redacted version if so ordered by the Chamber.

### IV. Applicable law

9. For the purpose of the present submission, the Registry has considered regulations 103 (1) of the RoC, and regulations 155 and 156 of the Regulations of the Registry (“RoR”).

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<sup>9</sup> Defence, “Addendum to Defence Observations Pursuant to the “Eighth Registry Report on the Implementation of the Restrictions on Contact of Mr Ngaïssona Ordered by Pre-Trial Chamber II” (ICC-01/14-01/18-416-Conf-Exp), ICC-01/14-01/18-420-Conf-Exp”, 21 January 2020, ICC-01/14-01/18-421-Conf-Exp.

<sup>10</sup> *Ibid.*, para. 4.

<sup>11</sup> Pre-Trial Chamber II, “Decision Pursuant to Regulation 101 of the Regulations of the Court” (“Tenth Decision”), 3 February 2020, ICC-01/14-01/18-424-Conf-Exp, para. 24.

<sup>12</sup> *Ibid.*, para. 24.

## V. Submissions

10. Following the Tenth Decision, the Registry consulted the Medical Services of the DC and requested an update regarding Mr Ngaïssona and his well-being. The Registry confirms that the Medical Officer and the Deputy Medical Officer subsequently visited Mr Ngaïssona to discuss the concerns.
11. However, as the medical consultation is part of the medical record of Mr Ngaïssona, following regulation 156 of the RoR, the medical officer must receive the consent of Mr Ngaïssona in order to share the information with the Chamber.<sup>13</sup> Medical Services has informed the CCO that Mr Ngaïssona [REDACTED].
12. Nevertheless, the Registry wishes to inform the Chamber that, pursuant to regulation 155 of the RoR, the medical officer of the DC has the obligation to “inform the Chief Custody Officer in writing whenever he or she considers that the physical or mental health of a detained person has been or will be adversely affected by any condition of or treatment in detention.”<sup>14</sup> Following this information the CCO “shall in turn inform the Registrar” who shall take “all action considered necessary and subsequently inform the Presidency and the Chamber in writing”.<sup>15</sup> In the spirit of this regulation, the Registry informs the Chamber that it does not have anything to report to the Chamber regarding regulation 155. Specifically, the Medical Officer informed the CCO that he does not have anything to report at this moment under regulation 155.

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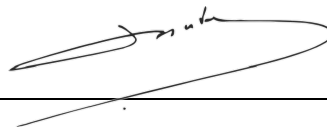
<sup>13</sup> Regulation 156 (4)-(5) of the RoR.

<sup>14</sup> Regulation 155 (3) of the RoR.

<sup>15</sup> Regulation 155 (5) of the RoR.

13. On a general note, the Medical Services did inform the CCO that they were in agreement on the importance of maintaining family contact for the sake of the psycho-social well-being of the detained persons.

14. The Registry also wishes to inform the Chamber that all detained persons have access to psychosocial support services within the DC,<sup>16</sup> and that DC staff actively encourage all detained persons to avail themselves of these services.



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

Dated this 20 February 2026

At The Hague, The Netherlands

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<sup>16</sup> See also regulation 103 (4) of the RoC.