

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 24 April 2026

THE APPEALS CHAMBER

Before: Judge Solomy Balungi Bossa, Presiding Judge
Judge Luz del Carmen Ibáñez Carranza
Judge Kimberly Prost
Judge Gocha Lordkipanidze
Judge Erdenebalsuren Damdin

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 "Thirteenth Registry Report on the Implementation of the Restrictions on Contacts of Mr Yekatom" (ICC-01/14-01/18-2888-Conf-Exp) dated 2 March 2026

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
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. On 16 September 2025, the Appeals Chamber ("Chamber") issued its "Decision on restrictions to Mr Yekatom's contacts and communications in detention" ("16 September 2025 Decision")¹ adopting reporting procedure established by Trial Chamber V in its "Third Decision on Mr Yekatom's Restrictions on Contacts and Communications in Detention",² of 11 November 2020, whereby the Registry is ordered to report every six months on the implementation of the restrictions on's Mr Alfred Yekatom's contacts ("Mr Yekatom").³ Subsequently, on 17 February 2026, the Chamber issued its "Decision on Prosecutor's request to modify conditions of detention" ("17 February 2026 Decision"),⁴ directing the Registry to bring to the Chamber's attention, in its upcoming report, any operational concerns arising from the implementation of the measures ordered therein.⁵
2. Accordingly, the Registry hereby submits its periodic report and seeks clarification in relation to the 17 February 2026 Decision.

II. Procedural History

3. On 16 September 2025, the Chamber found that the restrictions on Mr Yekatom's contacts as ordered by Trial Chamber V should be maintained and lifted the prohibition to discuss case-related matters during Mr Yekatom's non-privileged communications, subject to specific limitations.⁶

¹ Appeals Chamber, "Decision on restrictions to Mr Yekatom's contacts and communication in detention", 16 September 2025, ICC-01/14-01/18-2811 ("16 September 2025 Decision").

² Appeals Chamber, 16 September 2025 Decision, para. 31.

³ Trial Chamber V, "Third Decision on Mr Yekatom's Restrictions on Contacts and Communications in Detention", 11 November 2020, ICC-01/14-01/18-727, para. 33.

⁴ Appeals Chamber, "Decision on Prosecutor's request to modify conditions of detention", 17 February 2026, ICC-01/14-01/18-2882-Conf-Exp ("17 February 2026 Decision").

⁵ Appeals Chamber, 17 February 2026 Decision, para. 28.

⁶ Appeals Chamber, 16 September 2025 Decision, paras. 25-26, 30.

4. On 6 January 2026, the Registry informed the Chamber of a potential concern regarding Mr Yekatom's contact restrictions ("6 January 2026 Communication") and provided the Chamber with the transcript of Mr Yekatom's non-privileged call of 20 December 2025 ("20 December 2025 Call").⁷
5. On 8 January 2026, the Chamber instructed the Registry to share the 6 January 2026 Communication with the participants subject to any necessary redactions and to address the matter in its next periodic report on the implementation of the contact restrictions for Mr Yekatom.⁸
6. On 22 January 2026, the Office of the Prosecutor ("Prosecution") submitted the "Prosecution's Request to Modify Conditions of Detention" ("Prosecution's Request") requesting the modification of the restrictions on contacts for Mr Yekatom.⁹
7. On 23 January 2026, the Chamber issued its "Order on the filing of observations".¹⁰
8. On 28 January 2026, the Defence for Mr Yekatom submitted its observations on the Prosecution's Request ("Defence's Observations").¹¹

⁷ Email from the Registry to the Appeals Chamber on 6 January 2026 at 16:53.

⁸ Email from the Appeals Chamber to the Registry on 8 January at 12:00. On 9 January 2026 and on 14 January 2026, the Registry shared by way of email the 6 January 2026 Communication together with the transcript of the 20 December 2025 Call respectively to the Defence for Mr Yekatom in an unredacted version and to the Prosecution in a redacted version.

⁹ Prosecution, "Prosecution's Request to Modify Conditions of Detention", dated 22 January 2026 and registered on 23 January 2026, ICC-01/14-01/18-2865-Conf-Exp ("Prosecution's Request").

¹⁰ Appeals Chamber, "Order on the filing of observations", 23 January 2026, ICC-01/14-01/18-2867-Conf-Exp.

¹¹ Defence for Mr Yekatom, "Yekatom Defence Observations on 'Prosecution's Request to Modify Conditions of Detention'", 28 January 2026, ICC-01/14-01/18-2868-Conf-Exp.

9. On 28 January 2026, the Registry submitted its observations on the Prosecution Request and reported an additional potential concern with regard to Mr Yekatom's non-privileged call of 3 January 2026 ("Registry's Observations").¹²
10. On 30 January 2026, the Defence for Mr Yekatom submitted its Response to the Registry's Observations ("Defence's Response").¹³
11. On 9 February 2026, the Chamber issued its "Decision on the Prosecutor's request for leave to reply" and *inter alia*, directed the Registry to disclose to the Prosecution the full unredacted version of the transcript of the 20 December 2025 Call no later than 10 February 2026, and instructed the Registry to provide additional observations on a matter raised in the Defence's Response,¹⁴ that had not been previously addressed in the Registry's Observations, by 11 February 2026.¹⁵
12. On 11 February 2026, the Prosecution submitted its reply to the Defence's Observations.¹⁶

¹² Registry, "Registry Observations on the 'Prosecution's Request to Modify Conditions of Detention' (ICC-01/14-01/18-2865-Conf-Exp) dated 22 January 2026'", 28 January 2026, ICC-01/14-01/18-2869-Conf-Exp; a confidential *ex parte* redacted version was filed on the same day, ICC-01/14-01/18-2869-Conf-Exp-Red ("Registry's Observations").

¹³ Defence for Mr Yekatom, "Yekatom Defence Response to 'Registry Observations on the 'Prosecution's Request to Modify Conditions of Detention' (ICC-01/14-01/18-2865-Conf-Exp) dated 22 January 2026', ICC-01/14-01/18-2869-Conf-Exp", 28 January 2026", 30 January 2026, ICC-01/14-01/18-2871-Conf-Exp ("Defence's Response").

¹⁴ Defence for Mr Yekatom, Defence's Response, para. 8.

¹⁵ Appeals Chamber, "Decision on the Prosecutor's request for leave to reply", 9 February 2026, ICC-01/14-01/18-2874-Conf-Exp, paras. 12 and 13.

¹⁶ Prosecution, "Corrected version of 'Prosecution's Reply to Yekatom Defence Observations on 'Prosecution's Request to Modify Conditions of Detention' (ICC-01/14-01/18-2868-Conf-Exp)", ICC-01/14-01/18-2877-Conf-Exp, 11 February 2026", 12 February 2026, ICC-01/14-01/18-2877-Conf-Exp-Corr.

13. On 11 February 2026, as instructed by the Chamber,¹⁷ the Registry submitted its additional observations.¹⁸

14. On 17 February 2026, the Chamber issued its "Decision on Prosecutor's request to modify conditions of detention" ("17 February 2026 Decision") finding that Mr Yekatom breached his restrictions by speaking to an unauthorised individual during the 20 December 2025 Call.¹⁹ The Chamber ordered, on an interim basis, a modification of Mr Yekatom's restrictions on contacts by directing the Registry "to ensure that [...] Mr Yekatom's non-privileged calls be actively monitored; and [...] the duration of non-privileged calls be limited to 90 minutes per week" ("Interim Measures").²⁰

III. Classification

15. 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 Yekatom, the Prosecution and the Registry as it refers to decisions or submissions with the same level of classification. The annex to the report is classified as *ex parte* only available to the Defence for Mr Yekatom, the Prosecution and the Registry as it contains private information related to a detained person and third-parties.

IV. Applicable Law

16. For the purpose of the present submissions, the Registry has considered regulations 99(1)(i) and 100 of the RoC, and regulations 168, 169, 170, 173, 174, 175, 177, 179, 180 and 183 of the Regulations of the Registry ("RoR").

¹⁷ Appeals Chamber, "Decision on the Prosecutor's request for leave to reply", 9 February 2026, ICC-01/14-01/18-2874-Conf-Exp, paras. 12-13.

¹⁸ Registry, 'Addendum to the "Registry Observations on the "Prosecution's Request to Modify Conditions of Detention"(ICC-01/14-01/18-2865-Conf-Exp) dated 22 January 2026"(ICC-01/14-01/18-2869-Conf-Exp) dated 28 January 2026', 11 February 2026, ICC-01/14-01/18-2878-Conf-Exp.

¹⁹ Appeals Chamber, 17 February 2026 Decision, paras. 21 and 26.

²⁰ Appeals Chamber, 17 February 2026 Decision, paras. 26 and 27.

V. Submissions

17. The following contact restrictions (“Restrictions on Contacts”) are currently in place for Mr Yekatom: (i) non-privileged phone calls are actively monitored and limited to 90 minutes per week; (ii) non-privileged calls and visits are limited to individuals on his non-privileged contact list; (iii) written correspondence is restricted to individuals on that list; (iv) non-privileged communications are limited to the languages of French and Sango; and (v) discussing or revealing in clear or coded language: [...] any identifying information about victims and witnesses and their family members, such as names, pseudonyms, references to their work, or family links; and [...] whereabouts of victims and witnesses and their family members” is prohibited.²¹

18. In compliance with the Chamber’s instructions contained in both the 16 September 2025 Decision and 17 February 2026 Decision, the Registry hereby submits the following: i) its report on the implementation of the Restrictions on Contacts for Mr Yekatom since 28 August 2025;²² and (ii) a request for clarification with respect to the implementation of the Interim Measures.²³

i) *Registry report on the implementation of the Restrictions on Contacts for Mr Yekatom since 28 August 2025*

19. Since 28 August 2025, in implementing the Restrictions on Contacts, including the Interim Measures, and in the context of its periodic reports, the Registry recalls below the two calls of potential concern previously reported to the Chamber and provides further information thereon. The Registry has no additional calls of potential concern to report. It further has no concerns to report in relation to non-privileged visits or written correspondence.

²¹ Appeals Chamber, 16 September 2025 Decision, ICC-01/14-01/18-2811, paras. 20, 25-27; Appeals Chamber, 17 February 2026 Decision, para. 28.

²² Registry, “Twelfth Registry Report on the Implementation of the Restrictions on Contacts of Mr Yekatom Ordered by Trial Chamber V”, 28 August 2025, ICC-01/14-01/18-2804.

²³ Appeals Chamber, 16 September 2025 Decision, para. 31; and Appeals Chamber, 17 February 2026 Decision, para. 28.

20. As previously reported in the Registry's Observations,²⁴ on 20 December 2025, during a non-privileged telephone call that was randomly monitored on a post facto basis ("20 December 2025 Call"), Mr Yekatom appeared to communicate with an unauthorised contact, through an authorised person, via a WhatsApp call placed on speakerphone. The Registry further noted that, during the same call, Mr Yekatom appeared to use obscure language.²⁵ In its 17 February 2026 Decision, the Chamber found that Mr Yekatom, through this phone call, breached his restrictions by speaking with a person not on his non-privileged approved contact list.²⁶ The Registry submits, for inclusion in the record of the case, the transcript of the 20 December 2025 Call as an annex.²⁷

21. Additionally, and as previously reported in its Observations,²⁸ on 3 January 2026, during a non-privileged telephone call that was randomly monitored on a post facto basis, Mr Yekatom, appeared to communicate with an unauthorised contact, through an authorised person.²⁹ The Registry informed the Chamber that it could not established the identity of the unauthorised contact.³⁰ The Defence, in its Response to the Registry's Observations, stated that this unauthorised contact " is [REDACTED]. He was fully vetted by the Registry in order to communicate with and visit Mr Yekatom".³¹

22. The Registry informs the Chamber that each authorised contact is registered under a specific telephone number. This procedure ensures that no

²⁴ Registry, Registry's Observations, paras. 3 and 9.

²⁵ Email from the Registry to the Appeals Chamber on 6 January 2026 at 16:53; see also Registry's Observations, para. 3.

²⁶ Appeals Chamber, 17 February 2026 Decision, paras. 21 and 26.

²⁷ On 9 January 2026 and on 14 January 2026, the Registry shared by way of email the transcript of 20 December 2025 Call respectively to the Defence for Mr Yekatom in an unredacted version and to the Prosecution in a redacted version.

²⁸ Registry, Registry's Observations, paras. 15 and 16.

²⁹ See Transcript in ICC-01/14-01/18-2869-Conf-Exp-Anx.

³⁰ Registry, Registry's Observations, para. 16.

³¹ Defence for Mr Yekatom, Defence's Response, para. 3.

unauthorised person joins a call and enables the interpreter to identify the person registered under that number during active monitoring and random monitoring. These rules are known to detained persons and to Defence teams.

23. The Registry notes that, the individual identified by the Defence as [REDACTED] is not registered under the telephone number of the authorised contact called by Mr Yekatom. Therefore, regardless of whether this person was in fact [REDACTED], whether approved or not, they were not authorised to communicate with Mr Yekatom through a third person, including by using the telephone number assigned to a non-privileged authorised contact.

24. The Registry has not been able to confirm whether the individual in question was indeed [REDACTED] referred to by the Defence. Furthermore, no [REDACTED] is included on Mr Yekatom's list of non-privileged telephone contacts.

ii) Request for clarification with respect to the implementation of the Interim Measures

25. As directed by the Chamber in its 17 February 2026 Decision, the Registry immediately implemented the Interim Measures as follows: two sessions of 45 minutes non-privileged call per week, under active monitoring, for a total of 90 minutes. Mr Yekatom was duly informed.

26. On 20 February 2026, the Registry received a request from the Defence to divide the 90 minutes into three 30-minute call sessions per week.³² The Registry informs the Chamber, that, due to operational constraints, it can only facilitate call sessions of a minimum duration of 45 minutes, is therefore not in a position to accommodate this request. The Defence was informed accordingly.³³

³² Email from the Defence for Mr Yekatom to the Registry on 20 February 2026 at 14:38.

³³ Email from the Registry to the Defence for Mr Yekatom on 23 February 2026 at 18:04.

27. The Registry recalls that detained persons may request once per month, a non-privileged video call with approved family members for a maximum duration of 90 minutes.³⁴ The Registry confirms the identity of the approved family member prior to the video call. Such calls are recorded and passively monitored pursuant to regulation 174 of the RoR. However, the content of the conversations is not actively monitored unless the detained person's communications are subject to active monitoring. In such cases, an interpreter listens to and interprets the call in real time to ensure compliance with the applicable restrictions.

28. The Registry therefore seeks clarification from the Chamber as to whether non-privileged video calls fall within the scope of the active monitoring procedure ordered in the 17 February 2026 Decision for non-privileged telephone calls.

Charlotte Dahuron

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

Dated this 24 April 2026
At The Hague, the Netherlands

³⁴ Registry, "Detention Centre Policy on Video Communication between Detained Persons and their Families", issued on 16 August 2021.