

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/14-01/21

Date: 28 August 2026

TRIAL CHAMBER VI

Before: Judge Miatta Maria Samba, Presiding Judge
Judge María del Socorro Flores Liera
Judge Sergio Gerardo Ugalde Godínez

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
*THE PROSECUTOR v. MAHAMAT SAID ABDEL KANI***

PUBLIC

Public redacted version of the "Registry Submission on the parameters for the organisation of a judicial site visit", ICC-01/14-01/21-241-Conf, 17 February 2022

Source: The 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

☒ 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

M. Zavala Giler, Osvaldo

☐ Counsel Support Section

☒ Victims and Witnesses Unit

☒ Detention Section

☐ Victims Participation and
Reparations Section

☒ Other
Chief of the Country Office in the Central
African Republic

I. Introduction

1. Following Trial Chamber VI's ("Chamber") instruction given during the status conference of 28 January 2022,¹ the Registry hereby submits the parameters to be considered by the Chamber to allow for the subsequent Registry's feasibility assessment on the organisation of a judicial site visit, if ordered by the Chamber.

II. Classification

2. In accordance with regulation 23 bis(1) of the Regulations of the Court, the present submission is classified as confidential as it refers to internal and operational details about the organisation of a judicial site visit.

III. Applicable Law

3. The following provisions are of particular relevance to the present submission: articles 3(3), 4(2), 50(2), 63, 64 and 69 of the Rome Statute, rules 41, 42, 100, 134, 137 and 140 of the Rules of Procedure and Evidence, regulations 27, 39 and 40 of the Regulations of the Court, regulations 37, 48, 61 and 68 of the Regulations of the Registry.

IV. Submissions

4. If ordered by the Chamber, the Registry stands ready to conduct a comprehensive assessment and analysis on the feasibility to organise a judicial site visit in the Central African Republic ("CAR"). Such a feasibility assessment may cover the following aspects:
 - i. Applicable legal framework;
 - ii. Political situation in country and possible agreement as well as support from the Central African Republic;

¹ Trial Chamber IV, Status Conference of 28 January 2022, ICC-01/14-01/21-T-007-CONF-ENG, p. 42, lines 2-11.

- iii. Security situation (including possible Covid-19 constraints) and the required security/medical measures to be put in place;
 - iv. Logistical arrangements and availability of the required technology;
 - v. Required equipment and software;
 - vi. Impact on the safety and security of the witnesses and victims;
 - vii. Outreach activities and public information in compliance with the confidentiality of the site visit decided by the Chamber; and
 - viii. Budgetary impact.
5. It is essential that the following parameters are pre-determined for the purpose of the Registry's further analysis and feasibility assessment to organise a judicial site visit in the CAR, if ordered by the Chamber:
- i. Timing of the site visit (including its duration).*
 - ii. Number of participants from the Chamber and parties and participants:*
6. From a security and logistical point of view, the Registry would appreciate if the number of participants could be limited to the strict minimum.
- iii. Locations and preferred order of the locations to be visited:*
7. In order to allow the Registry to organise the site visit in a way to satisfy the judicial interests as determined by the Chamber, parties and participants, the Registry would appreciate to be informed sufficiently in advance of the evidence attached to each of the locations to be visited. In addition, to better assist the Chamber in understanding any specific piece of evidence, the Registry would need to know any particular information from the Chamber regarding the said locations, and the way the Chamber would like information to be presented (e.g. a specific place within a location, distance between locations, etc.). This information is key for the Registry to conduct an assessment on the accessibility of these pre-determined locations and recommend the appropriate route of the

site visit. The Registry stands ready to consult with the Chamber, parties and participants in relation to the geographical specificity of different locations in the CAR that may be so visited.

iv. Presence of the accused:

8. The physical presence of the accused person during the site visit will create additional challenges for the Registry to [REDACTED]. If his presence is required, preparation time for the site visit will take longer. In addition to the international transfer of the accused person between the seat of the Court and the CAR, the Registry will need to secure the prior agreement of the CAR and conduct a significant security assessment. The Registry will also need to arrange for the appropriate legal framework with the CAR to [REDACTED].

v. Method of retaining a record of the site visit:

9. This parameter entails considerations on whether the site visit will involve the taking of minutes, audio and/or audio/video-recordings, the production of transcripts, and presence of a Registry representative (e.g. a Courtroom Officer).

vi. Languages to be used in the proceedings and requirement of interpretation services on site:

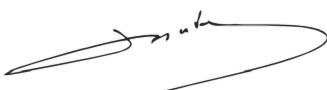
10. The Registry's feasibility assessment will have to take into account the provision of consecutive interpretation in English and French as well as from Sango into French and English. This parameter may apply to the Chamber and all parties and participants involved in the site visit.

vii. Confidentiality of the proceedings:

11. In view of the [REDACTED], the Registry would suggest to conduct this site visit [REDACTED], including the necessary communication and coordination with the authorities of the CAR and the relevant [REDACTED] in the field.

V. Conclusion

12. Once the above-mentioned parameters are determined, the Registry stands ready to provide its initial analysis and feasibility assessment together with recommendations to the Chamber within a minimum of two months.
13. The Registry would like to highlight that due to the [REDACTED] in the CAR, it may not be able to confirm the feasibility of the judicial site visit until shortly before the scheduled date of the visit. How the COVID-19 pandemic will develop and the relevant travel restrictions at the time of the visit, or hearings as the case may be, will also be determining factors, which will require the Registry's continuous monitoring. Therefore, the Registry will closely monitor the situation in the CAR to be able to provide the Chamber with updates on any relevant and key developments in a timely fashion. To this end, the Registry would appreciate if the Chamber could designate a Chamber's staff as focal point with whom the Registry could liaise for planning purposes.
14. Finally, the parameters for the organisation of *in situ* hearings are similar to those for the judicial site visit. The Registry remains at the Chamber's disposal should additional information regarding those parameters be required.



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

Dated this 28 August 2026

At The Hague, the Netherlands