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

Date: 19 August 2019

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

**With Confidential EX PARTE annexes 1 to 8 only available to the Registry and
Confidential Redacted Annexes 1 to 8**

**Registry's Second Transmission of Group C Applications for Victims' Participation
in Pre-Trial Proceedings**

Source: Registry

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

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I. Introduction

1. In paragraph 41 of the Decision Establishing the Principles Applicable to Victims' Applications for Participation ("Decision")¹, Pre-Trial Chamber II ("Chamber") established an admission system whereby the Registry should *inter alia* "classif[y] the applicants into three categories: (a) applicants who clearly qualify as victims ("Group A"); (b) applicants who clearly do not qualify as victims ("Group B"); and (c) applicants for whom the Registry could not make a clear determination for any reason ("Group C")."²
2. Additionally, the Chamber ordered the Registry to disclose "to the Prosecution and the Defence all Group C applications, redacted as needed."³

II. Procedural History

3. On 15 May 2019, the Registry transmitted 15 applications under the classification of "Group C" to the Parties and to the Chamber, in redacted and unredacted form, respectively ("First Transmission"),⁴ and submitted a first assessment report on those applications.⁵
4. On 15 May 2019, the Chamber decided to postpone the commencement of the confirmation of charges hearing in the case until 19 September 2019.⁶
5. On 14 June 2019, the Registry transmitted 74 applications under the classification of "Group A" to the Chamber,⁷ and submitted a second assessment report on those applications.⁸

¹ Pre-Trial Chamber I, "Decision Establishing the Principles Applicable to Victims' Applications for Participation", 5 March 2019, ICC-01/14-01/18-141.

² *Id.* at para. 41(i).

³ *Id.* at para. 41(iv).

⁴ Registry, "Registry's First Transmission of Group C Applications for Victims' Participation in Pre-Trial Proceedings", dated 14 May 2019 and notified on 15 May 2019, ICC-01/14-01/18-197.

⁵ Registry, "Registry's First Assessment Report on Applications for Victims' Participation in Pre-Trial Proceedings", dated 14 May 2019 and notified on 15 May 2019, ICC-01/14-01/18-198.

⁶ Pre-Trial Chamber II, "Decision on the 'Prosecution's Request to Postpone the Confirmation Hearing and all Related Disclosure Deadlines'", 15 May 2019, ICC-01/14-01/18-199, p. 17.

⁷ Registry, "Registry's First Transmission of Group A Applications for Victims' Participation in Pre-Trial Proceedings", 14 June 2019, ICC-01/14-01/18-222.

6. On 21 June 2019, the Chamber issued a decision on the merits of the applications included in the First Transmission.⁹
7. On 12 July 2019, the Registry transmitted 161 applications under the classification of “Group A” to the Chamber,¹⁰ and submitted a third assessment report on those applications.¹¹
8. On 30 July 2019, the Registry transmitted 150 applications under the classification of “Group A” to the Chamber,¹² and submitted a fourth assessment report on those applications.¹³

III. Classification

9. The annexes to the present submission are classified as confidential *ex parte* only available to the Registry, and their redacted versions as confidential, in accordance with the instruction of the Chamber.¹⁴

IV. Applicable Law

10. The present report is submitted on the basis of article 68(1) and (3) of the Rome Statute, rules 85 to 89 and 92 of the Rules of Procedure and Evidence, regulation 86 of the Regulations of the Court, and regulations 107 to 109 of the Regulations of the Registry.

⁸ Registry, “Registry’s Second Assessment Report on Applications for Victims’ Participation in Pre-Trial Proceedings”, 14 June 2019, ICC-01/14-01/18-223.

⁹ Pre Trial Chamber II, “Decision regarding the Registry’s First Assessment Report on Applications for Victim Participation, the Registry’s First Transmission of Group C Applications, the appointment of counsel for Victims of Other Crimes, and the victims’ procedural position”, 21 June 2019, ICC-01/14-01/18-227-Red.

¹⁰ Registry, “Registry’s Second Transmission of Group A Applications for Victims’ Participation in Pre-Trial Proceedings”, 12 July 2019, ICC-01/14-01/18-245.

¹¹ Registry, “Registry’s Third Assessment Report on Applications for Victims’ Participation in Pre-Trial Proceedings”, 12 July 2019, ICC-01/14-01/18-247.

¹² Registry, “Registry’s Third Transmission of Group A Applications for Victims’ Participation in Pre-Trial Proceedings”, 30 July 2019, ICC-01/14-01/18-258.

¹³ Registry, “Registry’s Fourth Assessment Report on Applications for Victims’ Participation in Pre-Trial Proceedings”, 30 July 2019, ICC-01/14-01/18-259.

¹⁴ Decision, para. 41(ii), (iv).

V. Transmission

11. The Registry hereby transmits 8 applications assessed by the Registry as falling under Group C to the Parties and to the Chamber in redacted and unredacted form, respectively, in accordance with paragraphs 41(ii) and (iv) of the Decision.

A handwritten signature in dark ink, appearing to read 'u', is written over a horizontal line.

Marc Dubuisson, Director, Division of Judicial Services,
on behalf of Peter Lewis, Registrar

Dated this 19 August 2019

At The Hague, The Netherlands