



Original : English

N°: ICC-01/14-01/18

Date: 21 June 2021

TRIAL CHAMBER V

Before: Judge Bertram Schmitt, Presiding Judge
Judge Péter Kovács
Judge Chang-ho Chung

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

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

**Public
With public Annex 1**

**Registry's Report on the Evidence recognised as formally submitted to the
Chamber for P-2682**

Source: Registry

To be notified, in accordance with Regulation 31 of the Regulations of the Court, to:

The Office of the Prosecutor

Mr Karim A. A. Khan QC

Mr James Stewart

Mr Kweku Vanderpuye

Counsel for Alfred Yekatom

Ms Mylène Dimitri

Mr Thomas Hannis

Counsel for Patrice-Edouard Ngaïssona

Mr Geert-Jan Alexander Knoops

Mr Richard Omissé-Namkeamaï

Legal Representatives of the Victims

Mr Dmytro Suprun

Mr Abdou Dangabo Moussa

Ms Elisabeth Rabesandratana

Mr Yaré Fall

Ms Marie-Edith Douzima-Lawson

Ms Paolina Massidda

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

Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. Introduction

1. The Registry submits the present report and its annex consisting of items recognised as formally submitted as evidence ("Report"), pursuant to the "Initial Directions on the Conduct of the Proceedings" ("Directions"),¹ issued on 26 August 2020 by Trial Chamber V ("Chamber").

II. Procedural history

2. On 26 August 2020, the Presiding Judge issued the Directions which adopted, among other guidelines, provisions related to the submission of evidence by email.² The Registry was directed to file in the record of the case reports indicating which items have been formally submitted by all participants in relation to each witness who testifies.³
3. On 15 March 2021, the Prosecution called its first witness.⁴ After the conclusion of the examination of witness P-2682, parties formally submitted items used during the hearings as instructed in the conduct of the proceedings.
4. On 29 March 2021, the Chamber issued the decision on items of evidence recognised as formally submitted for P-2682 via email.⁵ Pursuant to the Directions, the Registry was instructed to apply redactions as appropriate to the emails and annex these to the Report.⁶

¹ Trial Chamber V, "Initial Directions on the Conduct of the Proceedings", 26 August 2020, ICC-01/14-01/18-631, para 63.

² *Ibid.*, para. 63(i).

³ *Idem.*, para. 63(v).

⁴ Transcript of 15 March 2021, ICC-01/14-01/18-T-017-RT-ENG.

⁵ Email sent by Trial Chamber V Communications on 29 March 2021 at 14:12.

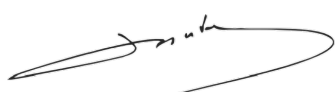
⁶ Trial Chamber V, "Initial Directions on the Conduct of the Proceedings", 26 August 2020, ICC-01/14-01/18-631, para. 63(v).

III. Applicable law

5. For the purpose of the present submission, the Registry has considered inter alia articles 64(7), 64(10) and 67(1) of the Rome Statute and rule 137 of the Rules of Procedure and Evidence.

IV. Submission

6. In order to enable the parties and the participants to suggest specific additional redactions, the Registry followed the procedure that was adopted in the Directions for the purposes of the email decisions".⁷
7. The Registry liaised with the Office of the Prosecutor ("Prosecution"), the Defence for Mr Yekatom, the Defence for Mr Ngaïssona, the Legal Representatives of Victims for the Former Child Soldiers ("CLRV1") and the Legal Representatives of Victims of the Other Crimes ("CLRV2") by email.⁸ Redaction proposals were received and considered.⁹
8. Accordingly, the Registry applied redactions to the emails set forth in the following annex:
 - **Annex 1:** email sent on 29/03/2021, "Decision on Submitted Materials for P-2682" at 14:12.



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

Dated this 21 June 2021

At The Hague, The Netherlands

⁷ *Ibid.*, para 77.

⁸ Email sent by the Court Management Section on 17 May 2021 at 11:47 containing Annex 1.

⁹ The Registry received response from CLRV2 on 17 June 2021 at 12:07; CLRV1 on 17 June 2021 at 12:36; the Defence for Mr Yekatom on 17 June 2021 at 14:16; the Defence for Mr Ngaïssona on 17 June 2021 at 14:41; and the Prosecution on 18 June 2021 at 13:04 with no proposals for further redactions.