

**Cour
Pénale
Internationale**

**International
Criminal
Court**



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

Date: 24 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
THE PROSECUTOR *v.* ALFRED YEKATOM AND PATRICE-EDOUARD
NGAISSONA**

PUBLIC

with Confidential Annex

Thirteenth Registry Update on Detention Centre COVID-19 Measures

Source: Registry

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

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**Unrepresented Applicants
(Participation/Reparation)**

**The Office of the Public Counsel for
Victims**

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REGISTRY

Registrar

Mr Peter Lewis

Counsel Support Section

Victims and Witnesses Unit

Detention Section

Mr Harry Tjonk

**Victims Participation and Reparations
Section**

I. Introduction

1. The Registry presents the following submissions, pursuant to regulation 24 *bis* of the Regulations of the Court (“RoC”), to update Trial Chamber V of the International Criminal Court (“Chamber”) in the case of *The Prosecutor vs Alfred Yekatom and Patrice-Edouard Ngaïssona* on the COVID-19 measures currently in place at the ICC Detention Centre (“Detention Centre” or “DC”).

II. Classification

2. In accordance with regulation 23 *bis*(2) of the RoC, the Annex to the present report is classified as confidential as it is an internal operational document of the Detention Centre.

III. Submissions

3. As previously reported by the Registry,¹ since 19 March 2020, measures have been in place at the DC in order to protect the health, safety, and lives of detained persons during the ongoing COVID-19 pandemic, by minimizing external contacts to detained persons and thus their risk of exposure to the virus.
4. The Registry hereby informs the Chamber that on 21 June 2021, pursuant to regulation 96(2) of the RoC, the Presidency approved a last extension of the DC

¹ Registry, “Registry Update on COVID-19 Detention Centre Measures”, 3 July 2020, ICC-01/14-01/18-578; Registry, “Registry Second Update on COVID-19 Detention Centre Measures”, 17 July 2020, ICC-01/14-01/18-597; Registry, “Registry Third Update on Detention Centre COVID-19 Measures”, 26 August 2020, ICC-01/14-01/18-632-Red; Registry “Fourth Registry Update on Detention Centre COVID-19 Measures”, 23 September 2020, ICC-01/14-01/18-665; Registry, “Addendum to ‘Registry Fifth Update on Detention Centre COVID-19 Measures’”, 29 October 2020, ICC-01/14-01/18-702-Conf; Registry, “Sixth Update on Detention Centre COVID-19 Measures”, 25 November 2020, ICC-01/14-01/18-741; Registry, “Seventh Registry Update on COVID-19 Detention Centre Measures”, 21 December 2020, ICC-01/14-01/18-788; Registry, “Eighth Registry Update on Detention Centre COVID-19 Measures”, 19 January 2021, ICC-01/14-01/18-841-Conf; Registry, “Ninth Registry Update on Detention Centre COVID-19 Measures”, 23 February 2021, ICC-01/14-01/18-890; Registry, “Tenth Registry Update on Detention Centre COVID-19 Measures”, 19 March 2021, ICC-01/14-01/18-922; Registry, “Eleventh Registry Update on Detention Centre COVID-19 Measures”, 20 April 2021, ICC-01/14-01/18-961; Registry, “Twelfth Registry Update on Detention Centre COVID-19 Measures”, 19 May 2021, ICC-01/14-01/18-999.

COVID-19 measures until 15 July 2021 (exclusive). Approval was given following a request from the Registrar, and upon the medical advice of the Medical Officer of the DC, according to regulation 155(2) of the Regulations of the Registry (“RoR”). The Presidency also approved the Registrar’s request to lift the suspension of the below regulations as of 15 July 2021. All in-person visits to detained persons at the DC will therefore resume on 15 July 2021.

5. The Registry informed the detained persons and their respective counsels of the extension of the measures on 22 June 2021.² These measures relate to the suspension of regulations 100 and 102 of the RoC, and regulations 153, 177, 178, 179, and 180 of the RoR.³ There are no changes to the measures, which include the temporary suspension of all in-person visits to detained persons, with alternative measures in place where possible.⁴ The Registry recalls that these are general measures and without prejudice to any judicially ordered exceptions.
6. Detained persons and their respective counsels were also informed on 22 June 2021 that in-persons visits to detained persons at the ICC DC will resume on 15 July 2021.⁵ Due to health and sanitary requirements, for example, a maximum number of visitors per day at the ICC-DC and within the building, mitigating measures, medical triage, cleaning processes, in-person visits will be limited. Visits will therefore be prioritized and shared between all detained persons for both legal visits and non-privileged visits, as equally as possible, and on a rotating basis.
7. The Registry respectfully submits the above for the information of the Chamber. Considering that on 15 July 2021 all temporary suspensions of the

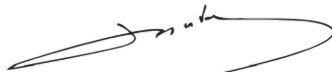
² Email from the Detention Section to all Defence Counsels on 22 June 2021 at 13:30.

³ Annex.

⁴ See, e.g., International Criminal Court, “How the Court works?”, “COVID-19 related measures in the Detention Centre”, at <https://www.icc-cpi.int/about/how-the-court-works> (accessed 23 June 2021).

⁵ *Supra* note 2.

RoC and RoR will end, this is the final Registry Update on Detention Centre
COVID-19 Measures to the Chamber.



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

Dated this 24 June 2021
At The Hague, the Netherlands