

ANNEX 28
PUBLIC
REDACTED

From: Trial Chamber V Communications
Sent: 14 June 2022 18:37
To: [REDACTED] Trial Chamber V Communications
Cc: Office of the Director DJSS; [REDACTED] OTP CAR IIB Case Management; OTP CAR IIB Managers; D29 Yekatom Defence Team; Associate Legal Officer-Court Officer; Chamber Decisions Communication
Subject: Chamber's guidance in relation to the Registry's request for clarification regarding order on provision of transcript

Dear colleagues from the Registry,

The Chamber notes at the outset that it instructed the Registry to provide only the Prosecution, the Yekatom Defence and the Chamber with the transcript of the [REDACTED] call and the identity of the non-approved person (ICC-01/14-01/18-1420-Conf-Exp, p. 9). The transcript should therefore not be provided to the other participants in the case.

In relation to the specific clarification sought, the Chamber considers it sufficient, at this point, to provide the Prosecution only with the extracts of the call with the non-approved individual. The Registry is however ordered to provide the full version of the transcript to the Chamber, as well as the Yekatom Defence.

Kind regards, TC V

From: [REDACTED]
Sent: 09 June 2022 14:36
To: Trial Chamber V Communications [REDACTED]
Cc: Office of the Director DJSS [REDACTED]
Subject: Clarification regarding order on provision of transcript

Dear Trial Chamber V,

On behalf of the Registry, in light of the latest Chamber's decision "Sixth Decision on Mr Yekatom's Restrictions on Contacts and Communications in Detention" (ICC-01/14-01/18-1420-Conf-Exp), the Registry was ordered to provide the Chamber, the Prosecution and the Defence the transcript of a phone call where Mr Yekatom talked with a non-approved contact ("[REDACTED]") during a conversation with Mr Yekatom and [REDACTED].

The Registry informs the Chamber that transcript is now completed, and includes approximately [REDACTED] minutes of conversation between Mr Yekatom and [REDACTED] (approved contact) only, and approximately [REDACTED] minutes of transcript between Mr Yekatom and the non-approved person named "[REDACTED]" only.

The Registry would be grateful to receive additional guidance from the Chamber if it should apply any redactions on the transcript, in particular, should the conversation with [REDACTED] remain unredacted, or should the Registry redact the conversation with [REDACTED] and provide the entire transcript with the two individuals to the Parties and Chambers.

The Registry is grateful for the Chamber's guidance, and remains available to provide any further information.

Kind regards,
[REDACTED]

Associate Legal Officer
Detention Section