

ANNEX 8

Public Redacted

Version

From: Trial Chamber V Communications
Sent: 27 August 2024 09:51
To: Trial Chamber V Communications; D29 Yekatom Defence Team; D30 Ngaissona Defence Team; V45 LRV Team; V44 LRV Team OPCV; V44 LRV Team; OTP CAR IIB
Cc: Associate Legal Officer-Court Officer; Chamber Decisions Communication
Subject: Decision on the Yekatom Defence Request for an extension of page limits in accordance with regulation 37(2) for potential sentencing evidence request

Dear Counsel,

The Single Judge takes note of the Yekatom Defence's request below.

In light of the explanations provided, and noting the absence of objections, the Single Judge is satisfied that exceptional circumstances exist warranting the extension of the page limit pursuant to Regulation 37(2) of the Regulations of the Court. The request is therefore granted.

Kind regards, TC V

From: Massidda, Paolina [REDACTED]
Sent: Monday, August 26, 2024 5:30 PM
To: Trial Chamber V Communications [REDACTED]
Cc: D29 Yekatom Defence Team [REDACTED]; D30 Ngaissona Defence Team [REDACTED] V45 LRV Team [REDACTED] V44 LRV Team OPCV [REDACTED] V44 LRV Team [REDACTED] OTP CAR IIB [REDACTED]
 [REDACTED] Dimitri, Mylene [REDACTED]
Subject: RE: Request for an extension of page limits in accordance with regulation 37(2) for potential sentencing evidence request

[ICC] RESTRICTED

Dear All,
 CLR2 does not oppose the request.

Kind regards,
 Paolina Massidda

From: Dimitri, Mylene [REDACTED]
Sent: Monday, August 26, 2024 5:28 PM
To: Trial Chamber V Communications [REDACTED]
Cc: D29 Yekatom Defence Team [REDACTED]; D30 Ngaissona Defence Team [REDACTED] V45 LRV Team [REDACTED] V44 LRV Team OPCV [REDACTED] V44 LRV Team [REDACTED] OTP CAR IIB [REDACTED]
 [REDACTED]
Subject: Request for an extension of page limits in accordance with regulation 37(2) for potential sentencing evidence request

Dear Trial Chamber V,
 Dear all,

The Defence for Mr. Yekatom kindly requests an extension of page limits in accordance with regulation 37(2) in respect of its forthcoming 'Request to present additional evidence for potential sentencing under Rule 68(2)(b)'.

The Defence has been on mission in the past weeks with the aim of meeting the Trial Chamber's deadline set out in its Decision on the Sentencing Procedure and Amended Directions on the Conduct of the Proceedings (ICC-01/14-01/18-2600, para. 5(b) ('Decision')). Following the completion of its mission, the Defence has prepared applications for the formal submission of prior recorded testimony pursuant to rule 68(2)(b) for potential sentencing and intends to compile the statements in an omnibus filing by the 6 September 2024 deadline. The Defence considers that an extension of up to 50 pages is both reasonable and warranted.

An extension of page limits is sought in order to afford the Defence a sufficient opportunity to substantiate its application as to how each proposed additional prior recorded testimony relates to the factors under Article 78 of the Statute and Rule 145 of the Rules.

It also exceptionally requires a comprehensive summary of the salient issues arising within the prior recorded testimony of the witnesses and indication of any need to keep the identity of the relevant witness confidential as per the Decision. This is intended to facilitate the Trial Chamber's proper determination of the matter in an expedited manner.

Following *inter partes* consultation, the Defence is also grateful for the Prosecution's indication that it does not oppose the requested extension of up to 50 pages.

Kind regards
Mylène Dimitri

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