

Pursuant to Pre-Trial Chamber II's instruction dated 02-05-2024, this document is reclassified as Public

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/14-01/22

Date: 4 April 2022

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Presiding Judge
Judge Antoine Kesia-Mbe Mindua
Judge Tomoko Akane

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
THE PROSECUTOR V. MAXIME JEOFFROY ELI MOKOM GAWAKA**

Confidential

***EX PARTE* only available to Mr Mokom and Registry**

With Annex I Confidential *EX PARTE* only available to Mr Mokom and Registry

**Notification of the Appointment of Mr Gregory Townsend as Duty Counsel for
Mr Maxime Jeoffroy Eli Mokom Gawaka**

Source: The Registry

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

The Office of the Prosecutor

Counsel for the Defence

Legal Representatives of Victims

**Unrepresented Applicants
(Participation/Reparation)**

Unrepresented victims

**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

Mr Pieter Vanaverbeke

Victims and Witnesses Unit

Mr Nigel Verrill

Detention Section

**Victims Participation and Reparations
Section**

Other

Mr Gregory Townsend

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I. Introduction

1. The Registry hereby informs Pre-Trial Chamber II that Mr Gregory Townsend has been appointed as Duty Counsel to represent Mr Maxime Jeoffroy Eli Mokom Gawaka ("Mr Mokom") in proceedings before the Court as described herein. The said appointment has been confirmed by letter dated 1 April 2022.

II. Classification

2. The present submission and its Annex I are classified as confidential *ex parte* only available to Mr Mokom and the Registry, in accordance with regulation 23*bis* of the Regulations of the Court ("RoC") as it contains confidential information related to the appointment of Mr Townsend and his private contact details.

III. Applicable Law

3. The following provisions are of particular relevance to the present submissions: articles 43 and 67(1)(d) of the Rome Statute, rules 21 and 22 of the Rules of Procedure and Evidence, regulations 23*bis*, 67 of the RoC, regulations 123(1) of the Regulations of the Registry and articles 5, 11 and 22(3) of the Code of Professional Conduct for counsel ("Code").

IV. Submissions

4. On 1 April 2022, the Pre-Trial Chamber II, in "Order convening a status conference and instructing the Registry to appoint duty counsel for Mr Maxime Jeoffroy Eli Mokom Gawaka"¹ ("Order") instructed the Registry "to appoint, in consultation with Mr Mokom and without delay, a French-speaking duty counsel – other than counsel from the Office of Public Counsel for the Defence – for the purpose of assisting Mr Mokom on the matter of his legal representation only. The Registry is

¹ Pre-Trial Chamber II, "Order convening a status conference and instructing the Registry to appoint duty counsel for Mr Maxime Jeoffroy Eli Mokom Gawaka", 1 April 2022, ICC-01/14-01/22-32-Conf-Exp ("Order").

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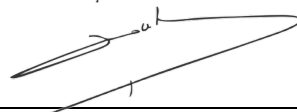
also instructed to (i) make the necessary arrangements for duty counsel to meet and consult with Mr Mokom in preparation of the status conference; and, (ii) subject to confidentiality considerations, grant duty counsel access to the record of the case.”²

5. On 1 April 2022, the Registry had a WebEx meeting with Mr Mokom during which he was informed about the contents of the above-mentioned Order, and the Registry's actions in this regard. Mr Mokom did not object to the appointment of a Duty Counsel for the purpose of the status conference.

6. On 1 April 2022, the Registry appointed Mr Townsend as Duty Counsel for Mr Mokom as per the established procedures.³

7. Mr Townsend has previously executed the solemn undertakings as required under the Code, which remain valid throughout the proceedings before the Court.⁴

8. M Townsend was provided with the necessary facilities in order to execute his assignment as Duty Counsel for Mr Mokom.



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

Dated this 4 April 2022

At The Hague, The Netherlands

² Order, para. 11.

³ Confidential *Ex Parte* Annex I.

⁴ Registry, "Notification of the Appointment of Mr Gregory Townsend as Legal Adviser to Witness P-0516", 31 January 2022, ICC-01/09-01/20-268-Conf-AnxII.