

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/14-01/18
Date: 20 September 2023

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

**Public Redacted version of the 'Victims and Witnesses Unit's Observations on the
«Requête des Représentants légaux communs des victimes aux fins d'octroi de
mesures de protection pour l'audition de la victime a/65010/19» (ICC-01/14-01/18-
2034-Conf)' (ICC- 01/14-01/18-2096-Conf)**

Source: Registry

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

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Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

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

**The Office of the Public Counsel for the
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Mr Nigel Verrill

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**Victims Participation and Reparations
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Other

I. Introduction

1. The Victims and Witnesses Unit (“VWU” or “Unit”) submits the present observations on the « Requête des Représentants légaux communs des victimes aux fins d’octroi de mesures de protection pour l’audition de la victime a/65010/19»¹ pursuant to Trial Chamber V’s (“Chamber”) Order communicated by way of email, dated 29 August 2023 (“Order”)². In this Order, the Chamber instructed the VWU to provide its assessments on in-court protective measures for witness V44-P-0001 by 14 September 2023 at the latest.

II. Classification

2. In accordance with regulation 23*bis* (2) of the Regulations of the Court, the present Observations are classified confidential as they refer to a filing with the same classification.

III. Observations

3. Witness CAR-V44-P0001 (“witness”) is a CAR national, Muslim and of the Runga ethnicity. She was born [REDACTED] in CAR. Her mother tongue is Sango and she also speaks Arabic. [REDACTED] and currently unemployed. The witness is [REDACTED].
4. On 13 September 2023, the VWU interviewed the witness to assess the need for in-court protection measures. The process was explained and the witness declared that she understood the protective measures. During the interview the witness has not expressed any personal security concerns relating to her cooperation with the Court and has indicated that she has not faced any security incidents.
5. When questioned about any security issues the witness may have faced in the past or may face as a result of testifying in Court, she stated that in 2014 she moved from

¹ Legal Representatives of Victims «Requête des Représentants légaux communs des victimes aux fins d’octroi de mesures de protection pour l’audition de la victime a/65010/19» (ICC-01/14-01/18-2034-Conf), 18 August 2023.

² Email from Trial Chamber V Communications, 29 August 2023 at 11:17.

CAR [REDACTED]. However, since her move she has never been threatened or faced any security incident. [REDACTED].

6. Despite being aware of the level of criminality in [REDACTED], the witness indicated that has never been affected by this situation since her move in the area in 2014. She is further aware that her testimony may be public and she is ready and willing to testify in public.
7. The VWU notes that the witness has not faced any security incidents linked to her cooperation with the Court. She is ready and willing to testify in public and has no concerns for her security or safety post testimony. The witness nor her family have experienced any threats or security incidents [REDACTED] and not because of her interaction with the Court.
8. Based on the above, the VWU does not consider it necessary to recommend any in-court protection measures.

p.p.



Marc Dubuisson, Director Division of Judicial Services
on behalf of Osvaldo Giler Zavala

Dated this 20 September 2023

At The Hague, the Netherlands