

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/14-01/18
Date: 1 November 2023

THE APPEALS CHAMBER

Before: Judge Piotr Hofmański
Judge Luz del Carmen Ibáñez Carranza
Judge Marc Perrin de Brichambaut
Judge Solomy Balungi Bossa
Judge Gocha Lordkipanidze

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

**IN THE CASE OF
THE PROSECUTOR *v.* ALFRED YEKATOM AND PATRICE-EDOUARD
NGAISSONA**

Confidential

**Joint response by the Common Legal Representatives of the Victims to the
“Consolidated Defence Request for an Extension of Page and Time Limits”**

Source: Common Legal Representatives of Victims

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

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I. INTRODUCTION

1. The Common Legal Representatives of the Victims of the Other Crimes and the Common Legal Representative of the Former Child Soldiers (jointly the "CLRV") hereby submit their joint response to the "Consolidated Defence Request for an Extension of Page and Time Limits".¹

2. The CLRV do not oppose a modest extension of five pages for the Ngaissona Defence appeal briefs against the decisions of Trial Chamber V allowing the formal submission of prior recorded testimony pursuant to Rules 68(2)(c) and (d) of the Rules of Procedure and Evidence.² Concerning the extension of the time limit, the CLRV support the Prosecution's position for a limited extension of time by one week. Should the Appeals Chamber grant the request, the CLRV ask equal page and time extensions for their response thereto.

II. CONFIDENTIALITY

3. Pursuant to regulation 23*bis*(2) of the Regulations of the Court, the present submission is filed confidential, following the classification chosen by the Ngaissona Defence. However, the CLRV indicate that the submission can be reclassified as public.

¹ See the "Consolidated Defence Request for an Extension of Page and Time Limits", [No. ICC-01/14-01/18-2171-Conf](#).

² See the "Decision on the Prosecution Request for Formal Submission of Prior Recorded Testimony pursuant to Rule 68(2)(d) of the Rules", [No. ICC-01/14-01/18-2126-Conf](#), 6 October 2023; and the "Third Decision on the Prosecution Requests for Formal Submission of Prior Recorded Testimonies pursuant to Rule 68(2)(c) of the Rules", [No. ICC-01/14-01/18-2127-Conf](#), 6 October 2023.

III. SUBMISSIONS

4. The CLRV support the Prosecution's position concerning the page limit of the appeal brief to be filed by the Ngaissona Defence, agreeing that a modest extension is adequate in the circumstances given the novelty of the issue under appeal.³ Indeed, as also underlined by the Prosecution,⁴ the Ngaissona Defence fails to properly substantiate the requested extension for 15 pages.

5. Concerning the extension of the time limit, the CLRV equally support the Prosecution's position for a modest extension of time by one week, in light of the Defence's upcoming deadline regarding its presentation of evidence together with the recent Court's system constraints.

6. Should the Appeals Chamber grant the request, the CLRV respectfully ask equal page and time extensions for their response to the Ngaissona Defence appeal briefs. They indicate in this regard that their response will be a joint submission.

Respectfully submitted.



Dmytro Suprun
Common Legal Representative
Victims Former Child Soldiers



Paolina Massidda
For the team of the Common Legal
Representatives of Victims of the Other
Crimes

Dated this 1st November 2023

At The Hague, The Netherlands

³ See the "Prosecution Response to 'Consolidated Defence Request for an Extension of Page and Time Limits'", [No. ICC-01/14-01/18-2176-Conf](#), 31 October 2023, para. 4.

⁴ *Idem*.