

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

No.: **ICC-01/14-01/18**

Date: **23 April 2024**

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 *PROSECUTOR v. ALFRED YEKATOM AND PATRICE-
EDOUARD NGAÏSSONA***

Public

**Public redacted version of “Prosecution’s Observations on the “Ninth Registry
Report on the [REDACTED] by Trial Chamber V”,
(ICC-01/14-01/18-2383-Conf-Red)”,
ICC-01/14-01/18-2397-Conf , 6 March 2024**

Source: Office of the Prosecutor

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

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**Unrepresented Applicants
(Participation/Reparation)**

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Other

I. INTRODUCTION

1. The Office of the Prosecutor (“Prosecution”) provides its observations on the Registry’s Ninth Registry Report [REDACTED].¹ Given the nature of the [REDACTED],² the Prosecution requests that the Trial Chamber V (“Chamber”) direct the Registry [REDACTED] and the [REDACTED] to the Prosecution and, as a precautionary measure, immediately [REDACTED]³ - until the [REDACTED].

II. CONFIDENTIALITY

2. Pursuant to regulation 23bis(2) of the Regulations of the Court (“RoC”), this document is filed as “Confidential”, as it refers to filings and decisions of the same classification. A confidential redacted version will be filed as soon as practicable.

III. SUBMISSIONS

A. [REDACTED]

3. [REDACTED] The Prosecution [REDACTED] to assess any potential security implications, and to ensure the integrity of the proceedings.

4. The Ninth Report indicates that on the [REDACTED] made two [REDACTED]. In the [REDACTED] and then states [REDACTED]⁴ [REDACTED] to confirm the [REDACTED]. The [REDACTED] are such that they prompted the Registry’s Acting Chief Custody Officer [REDACTED],⁵ for yet another apparent violation of the conditions of the detention; namely, that the Accused [REDACTED].⁶

5. Accordingly, the Prosecution has a clearly justified concern and well-founded basis under, *inter alia*, article 68 to request the [REDACTED].

¹ [REDACTED].

² [REDACTED].

³ [REDACTED].

⁴ [REDACTED].

⁵ [REDACTED].

⁶ [REDACTED].

B. [REDACTED]

6. The contact restrictions are essential to protect witnesses and victims pursuant to regulation 101(2)(c) and (f) of the RoC, and to safeguard the integrity of the proceedings, pursuant to regulation 101(2)(b).

7. In light of the Ninth Report, it is necessary and proportionate that the [REDACTED],⁷ at least until such time as the [REDACTED] can be comprehensively assessed.

IV. CONCLUSION

8. For the reasons above, the Chamber should direct the Registry to:

- i) provide the [REDACTED] and the [REDACTED] to the Prosecution; and
- ii) [REDACTED] until the [REDACTED] have been comprehensively assessed.



Karim A. A. Khan KC, Prosecutor

Dated this 23rd April 2024

At The Hague, The Netherlands

⁷ [REDACTED].