



Original : English

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

Date: 14 June 2021

**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 NGAÏSSONA***

**Public**

**With Confidential Annexes 1 to 4, 6 to 10, 12 to 35 and 37 to 40  
Confidential *EX PARTE* Annex 11 only available to the Prosecution  
Confidential *EX PARTE* Annexes 5 and 36 only available to the Prosecution and  
the Registry**

**Confidential Version of Fourth Registry Report on Decisions issued by way of e-  
mail from 15 March 2021 to 10 June 2021**

**Source : Registry**

**The Office of the Prosecutor**

Ms Fatou Bensouda  
 Mr James Stewart  
 Mr Kweku Vanderpuye

**Counsel for Alfred Yekatom**

Ms Mylène Dimitri  
 Mr Thomas Hannis

**Counsel for Patrice-Edouard Ngaïssona**

Mr Geert-Jan Alexander Knoops  
 Mr Richard Omissé-Namkeamaï  
 Ms Marie-Hélène Proulx

**Legal Representatives of the Victims**

Mr Dmytro Suprun  
 Mr Abdou Dangabo Moussa  
 Ms Elisabeth Rabesandratana  
 Mr Yaré Fall  
 Ms Marie-Edith Douzima-Lawson  
 Ms Paolina Massidda

**Legal Representatives of the Applicants****Unrepresented Victims****Unrepresented Applicants  
(Participation/Reparation)****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****Victims and Witnesses Unit****Detention Section****Victims Participation and Reparations  
Section****Other**

## I. Introduction

1. Pursuant to the Direction to file confidential versions of the Registry's Periodic Reports on Email Decisions,<sup>1</sup> issued on 13 April 2021 by Trial Chamber V ("the Chamber"), the Registry submits the present report ("Report") and its 40 annexes consisting of the confidential and confidential *ex parte* versions of the email decisions issued in the period between 15 March and 10 June 2021.

## II. Procedural History

2. On 26 August 2020, the Chamber issued the Initial Directions instructing the Registry to file all email decisions on the case record in quarterly reports ("the Registry Reports") starting 15 September 2020.<sup>2</sup>
3. The Chamber directed the parties and participants to: a. frame their requests made by email in a way that make their publicity possible; b. indicate in the email when emails cannot be made public at all.<sup>3</sup>
4. On 16 December 2020, the Registry filed the first Report on Email Decisions.<sup>4</sup>
5. On 17 December 2020, the Registry filed the second Registry Report on Email Decisions.<sup>5</sup>
6. On 15 March 2021, the Registry filed the third Registry Quarterly Report on Email Decisions.<sup>6</sup>

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<sup>1</sup> E-mail sent by Trial Chamber V Communications to the Associate Legal Officers, Parties and Participants, on 13 April 2021 at 15:45.

<sup>2</sup> Trial Chamber V, Initial Directions on the Conduct of the Proceedings, ICC-01/14-01/18-631, 26 August 2020, para. 76.

<sup>3</sup> *Ibid.*, para 78.

<sup>4</sup> Registry Report Filing on the Case Record Decisions issued by way of e-mail from 27 March 2020 to 3 September 2020, ICC-01/14-01/18-775, 16 December 2020.

<sup>5</sup> Second Registry Report on Email Decisions, Filing on the Case Record Decisions issued by way of e-mail from 17 September 2020 to 7 December 2020, ICC-01/14-01/18-783, 18 December 2020.

<sup>6</sup> Third Registry Quarterly Report Filing on the Case Record Decisions issued by way of e-mail from 8 December 2020 to 14 March 2021, ICC-01/14-01/18-914, 15 March 2021.

7. On 13 April 2021, the Chamber instructed the Registry to file confidential versions of the Registry Reports simultaneously with the public versions, in order to fully reflect all email decisions on the case record.<sup>7</sup>
8. The Chamber further instructed the Registry to file confidential versions of the previously filed Registry Reports by 15 June 2021.<sup>8</sup>

### III. Applicable law

9. For the purpose of the present submission, the Registry considered articles 64(7), 64(10) and 67(1) of the Rome Statute and rule 137 of the Rules of Procedure and Evidence.

### IV. Submissions

10. The Registry therefore hereby attaches confidential annexes 1 to 4, 6 to 10, 12 to 35 and 37 to 40, as well as confidential *ex parte* annexes 5, 11 and 36 to the Report on the email decisions for the period of 15 March to 10 June 2021.
  - **Annex 1:** Decision on the Yekatom Defence's Request to modify the quarantine requirements for Mr. Jason Antley due to P-2193's change of schedule - 16 March 2021 at 18:38.
  - **Annex 2:** RE: Witness Scheduling Issues - 22 March 2021 at 14:49.
  - **Annex 3:** RE: In-court protection measures for witness CAR-OTP-P-1577 – 22 March 2021 at 15:08.
  - **Annex 4:** RE: Witness Scheduling Issues - 22 March 2021 at 18:04.
  - **Annex 5:** RE: Delayed Disclosure of the Identity and Materials related to Witness P-0306 – 23 March 2021 at 12:15.
  - **Annex 6:** RE: Update on VWU's progress in relation to report on P-0306's security situation – 23 March 2021 at 16:11.
  - **Annex 7:** RE: P-0287 Testimony - IMPORTANT - 23 March 2021 at 22:27.
  - **Annex 8:** RE: P-0287 Testimony - IMPORTANT - 24 March 2021 at: 12:32.

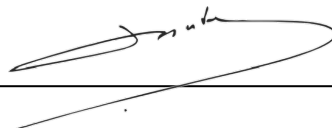
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<sup>7</sup> E-mail sent by Trial Chamber V Communications to the Associate Legal Officers, Parties and Participants, on 13 April 2021 at 15:45.

<sup>8</sup> *Ibid.*

- **Annex 9:** Hearing today – 26 March 2021 at 10:51.
- **Annex 10:** Reminder for participants to comply with Registry Guidelines – 26 March 2021 at 17:02.
- **Annex 11:** RE: P-1847 – 30 March 2021 at 14:16.
- **Annex 12:** FW: Update - Hard copy binders/digital list of material – 30 March 2021 at 16:48.
- **Annex 13:** Direction to file confidential versions of the Registry's Periodic Reports on Email Decisions – 13 April 2021 at 15:45.
- **Annex 14:** RE: OTP Familiarisation package P-1577 – 13 April 2021 at 16:05.
- **Annex 15:** RE: Prosecution Request for Status Conference – 14 April 2021 at 10:17.
- **Annex 16:** RE: Update - Hard copy binders/digital list of material – 14 April 2021 at 13:52.
- **Annex 17:** No hearing on 6 May - 16 April 2021 at 10:18.
- **Annex 18:** RE: Statement reading – 23 April 2021 at 14:55.
- **Annex 19:** RE: OTP sample examination P-1577 - 23 April 2021 at 15:00.
- **Annex 20:** RE: Statement reading – Corrigendum – 23 April 2021 at 15:48.
- **Annex 21:** RE: Ngaïssona Defence request for leave to use video – 30 April 2021 at 08:28.
- **Annex 22:** RE: Yekatom Defence Request for three in-person visits prior to 24 May 2021 – 30 April 2021 at 16:22.
- **Annex 23:** RE: Registry recommendations witness CAR-2841 – 03 May 2021 at 14:46.
- **Annex 24:** RE: In-court protection measures for witness CAR-OTP-P-2841 – 06 May 2021 at 13:09.
- **Annex 25:** RE: In-court protection measures for witness CAR-OTP-P-2926 – 10 May 2021 at 17:26.
- **Annex 26:** RE: Request for reclassification – 19 May 2021 at 16:33.
- **Annex 27:** TC V Decision on VWU's requests regarding implementation of Decision ICC-01/14-01/18-981-Conf-Red – 24 May 2021 at 08:22.

- **Annex 28:** Evidentiary blocks – Schedule – 26 May 2021 at 10:06.
- **Annex 29:** RE: Reconsideration of the two-minute deadline for objecting to proposed redactions – 27 May 2021 at 11:26.
- **Annex 30:** Hearing schedule 16 June 2021 – 28 May 2021 at 11:59.
- **Annex 31:** Order to file corrected version of ICC-01/14-01/18-917-Conf-AnxA – 28 May 2021 at 14:43.
- **Annex 32:** RE: In-court protection measures for witness CAR-OTP-P-2027 – 31 May 2021 at 12:22.
- **Annex 33:** Publishing of prior recorded testimonies – 03 June 2021 at 15:58.
- **Annex 34:** Decision on request to extend judicial summer recess – 03 June 2021 at 16:24.
- **Annex 35:** RE: Ngaïssona Defence request to use three documents for Witness P-2673's cross-examination – 03 June 2021 at 18:06.
- **Annex 36:** RE: TC V Decision on VWU's requests regarding implementation of Decision ICC-01/14-01/18-981-Conf-Red – 04 June 2021 at 16:29.
- **Annex 37:** RE: TC V Decision on VWU's requests regarding implementation of Decision ICC-01/14-01/18-981-Conf-Red – 04 June 2021 at 16:33.
- **Annex 38:** RE: Hard copy binder – 08 June 2021 at 15:20.
- **Annex 39:** Chamber's Decision on Prosecution Requests regarding P-0952's Testimony – 09 June 2021 at 16:42.
- **Annex 40:** RE: Chamber's Decision on Prosecution Requests regarding P-0952's Testimony – 10 June 2021 at 10:40.



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

Dated this 14 June 2021

At The Hague, The Netherlands