

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original : English

N°: ICC-01/14-01/22
Date: 19 January 2024

PRE-TRIAL CHAMBER II

Before: Judge Rosario Salvatore Aitala, Presiding Judge
Judge Tomoko Akane
Judge Sergio Gerardo Ugalde Godínez

SITUATION IN THE CENTRAL AFRICAN REPUBLIC II

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

**Public
With Public Annex 3
Public Redacted Annexes 1, 5, 6, 7, 9, 10 and 12
Confidential Annexes 1, 2, 4 to 10, 12 to 14
and
Confidential *EX PARTE* Annex 11 available to the Prosecution and Defence only
Fourth Registry Quarterly Report on Decisions issued by way of e-mail from
01 May until 31 July 2023**

Source : Registry

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

The Office of the Prosecutor

Mr Karim A.A Khan
Mr Mame Mandiaye Niang
Ms Leonie von Braun

Counsel for the Defence

Mr Philippe Larochelle

Legal Representatives of the Victims

Legal Representatives of the Applicants

Unrepresented Victims

**Unrepresented Applicants
(Participation/Reparation)**

**The Office of Public Counsel for
Victims**

Ms Paolina Massidda

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

States' Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Osvaldo Zavala Giler

Counsel Support Section

Victims and Witnesses Unit

Detention Section

**Victims Participation and Reparations
Section**

Other

I. Introduction

1. The Registry submits with the present report and its 14 annexes, the public redacted, confidential, and confidential *ex parte* versions of email decisions pursuant to the “Order on the conduct of the confirmation of charges proceedings”¹ (“Order”), issued on 27 June 2022 by Pre-Trial Chamber II (“Chamber”).²

II. Procedural History

2. On 27 June 2022, the Chamber issued the Order, in which it *inter alia* instructed the Registry to file all email decisions on the case record in quarterly reports starting 1 August 2022.³

III. Classification

3. Pursuant to regulation 23*bis*(1) of the Regulations of the Court and regulation 14 of the Regulations of the Registry, some of the annexes are classified as “confidential” because they refer to sensitive information that should not be disclosed to the public or should be known to a very limited number of persons.

IV. Applicable law

4. For the purpose of the present submission, the Registry considered articles 57(3)(c) of the Rome Statute and rule 121(10) of the Rules of Procedure and Evidence.

¹ Pre-Trial Chamber II, “Order on the conduct of the confirmation of charges proceedings”, ICC-01/14-01/22-62, 27 June 2022.

² *Ibid*, para. 54.

³ *Ibid*.

V. Submissions

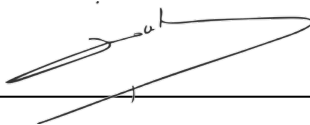
5. In the Order, the Chamber provided criteria for the application of the redactions to the email decisions.⁴
6. By email of 6 March 2023, the Chamber provided supplementary instructions to the Order specifying that it would provide the Registry with the relevant versions of email decisions to be incorporated in the upcoming Registry reports.⁵
7. On 16 January 2024, the Chamber transferred by email to Registry CMS, 14 annexes containing the email decisions to be filed in the record of the case along with a tabulation of the corresponding classifications.⁶
8. Accordingly, the Registry hereby submits the 14 following annexes to the present report:
 - **Annex 1:** Decision dated 5 May 2023, 14:40;
 - **Annex 2:** Decision dated 26 May 2023, 10:08;
 - **Annex 3:** Decision dated 2 June 2023, 15:53;
 - **Annex 4:** Decision dated 6 June 2023, 15:47;
 - **Annex 5:** Decision dated 7 June 2023, 11:19;
 - **Annex 6:** Decision dated 12 June 2023, 12:44;
 - **Annex 7:** Decision dated 12 June 2023, 17:06;
 - **Annex 8:** Decision dated 21 June 2023, 15:21;
 - **Annex 9:** Decision dated 28 June 2023, 09:51;
 - **Annex 10:** Decision dated 28 June 2023, 10:38;
 - **Annex 11:** Decision dated 3 July 2023, 16:52;
 - **Annex 12:** Decision dated 5 July 2023, 17:43;

⁴ *Ibid*, para. 55.

⁵ Pre-Trial Chamber II email sent to Registry CMS, dated 6 March 2023, 10:06.

⁶ Pre-Trial Chamber II email sent to Registry CMS, dated 16 January 2024, 12:04.

- **Annex 13:** Decision dated 12 July 2023, 15:25; and,
- **Annex 14:** Decision dated 14 July 2023, 12:04.

A handwritten signature in black ink, appearing to read 'M. Dubuisson', is positioned above a solid horizontal line.

Marc Dubuisson
Director, Division of Judicial Services
On behalf of Mr Osvaldo Zavala Giler, Registrar

Dated this 19 January 2024
At The Hague, The Netherlands