

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

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

Date: 19 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
THE PROSECUTOR *v.* ALFRED YEKATOM AND PATRICE-EDOUARD
NGAISSONA**

Public

Redacted version of the "Victims and Witnesses Unit's Observations on the Ngaïssona Defence Consolidated Request for In-Court Protective Measures for Witness D30-P-4197 (ICC-01/14-01/18-2395-Conf)" (ICC-01/14-01/18-2450-Conf)

Source: Registry

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

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Mr Osvaldo Zavala Giler

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Detention Section**Victims Participation and Reparations
Section****Other**

I. Introduction

1. The Victims and Witnesses Unit (“VWU” or “Unit”) submits the present Observations on the Ngaïssona Defence Consolidated Request for In-Court Protective Measures for Witness D30-P-4197, (“Request”)¹ pursuant to Trial Chamber V’s (“Chamber”) Order communicated by way of email, dated 16 January 2024 (“Order”).²

II. Classification

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

III. Observations

3. The witness is a 29 years old Central African male, Christian Protestant, who lives with his three wives and their seven children. Since July 2020, he has been working as a salesman in Bangui in his private business.
4. On 8 Avril 2024, the VWU interviewed the witness in order to assess the need for in-court protection measures. The process was explained to him and the witness declared having understood it.
5. [REDACTED].
6. [REDACTED]. The witness never lodged a complaint with the law enforcement authorities.
7. The witness further mentioned that [REDACTED]. The witness did not report this to the local authorities or to the calling party.
8. The VWU does not consider that being involved [REDACTED]. Regarding the other alleged incident that was brought to the attention of the VWU after

¹ Defence, “Ngaïssona Defence Consolidated Request for In-Court Protective Measures for Witnesses D30-P-4914, D30-P-4197, D30-P-4504 and D30-P-4608 (ICC-01/14-01/18-2395-Conf) 6 March 2024.

² Email from Trial Chamber V Communications, 14 March 2023 at 10:13.

extensive discussions, the VWU does not consider that there are any objective identifiable risks to the witness.

9. The VWU notes that while the witness has expressed concerns about the possible impact of his public appearance, he is willing to testify publicly.

10. [REDACTED]

11. In conclusion, the VWU does not recommend any in-court protective measures.



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

Dated this 19 April 2024

At The Hague, the Netherlands