

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original: **English**

No.: **ICC-01/14-01/22**

Date: **31 May 2024**

**ARTICLE 85 CHAMBER**

**Before:** Judge Miatta Maria Samba, Presiding Judge  
Judge Keebong Paek  
Judge Beti Hohler

**SITUATION IN THE CENTRAL AFRICAN REPUBLIC II  
IN THE CASE OF  
*THE PROSECUTOR v. MAXIME JEOFFROY ELI MOKOM GAWAKA***

**Public**

**Order for reclassification of ICC-01/14-01/22-338-Conf-Exp**

**Order 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

Ms Helen Brady

**Counsel for Mr Mokom**

Mr Philippe Larochelle

Ms Sheila Paylan

**Legal Representatives of Victims****The Office of Public Counsel for Victims****Unrepresented Victims****Unrepresented Applicants for  
Participation/Reparation****States Representatives****REGISTRY**

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**Registrar**

Mr Osvaldo Zavala Giler

Mr Marc Dubuisson

**Counsel Support Section**

Mr Juan A. Escudero

**Victims and Witnesses Unit****Detention Section**

Mr Harry Tjonk

**The Article 85 Chamber** (the ‘Chamber’) of the International Criminal Court, having regard to regulation 23bis(3) of the Regulations of the Court (‘Regulations’) issues the following ‘Order for reclassification of ICC-01/14-01/22-338-Conf-Exp’ in the case of *The Prosecutor v. Maxime Jeoffroy Eli Mokom Gawaka*.

1. On 17 April 2024, a request for compensation pursuant to article 85 of the Rome Statute was filed by Mr Mokom.<sup>1</sup>
2. On 27 May 2024, the Registry filed the ‘Registry’s Submissions on the Defence Request for Compensation under Article 85 of the Rome Statute (ICC-01/14-01/22-329-Conf)’ (‘Registry’s Submission’).<sup>2</sup> The Registry’s Submission was filed *ex parte*, available only to the Registry.
3. On 30 May 2024, the Chamber, having regard to the deadline by which Mr Mokom and the Prosecution must file their responses, if any, to the Registry’s Submission,<sup>3</sup> ordered the Registry to file a confidential version of the Registry’s Submission by 31 May 2024.
4. On 31 May 2024, the Registry filed the Request for Reclassification (‘Request’), in which it requested that the Chamber reclassify ICC-01/14-01/22-338-Conf-Exp, available only to the Registry, to ICC-01/14-01/22-338-Conf-Exp, available only to the Registry and the Mokom Defence.<sup>4</sup>
5. Having considered the Request, pursuant to regulation 23bis(3) of the Regulations of the Court, the Chamber hereby orders the reclassification of ICC-01/14-01/22-338-Conf-Exp, available only to the Registry, to ICC-01/14-01/22-338-Conf-Exp, available only to the Registry and Mr Mokom.

**FOR THESE REASONS, THE CHAMBER HEREBY**

**ORDERS** the reclassification of ICC-01/14-01/22-338-Conf-Exp, available only to the Registry, to ICC-01/14-01/22-338-Conf-Exp, available only to the Registry and Mr Mokom.

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<sup>1</sup> Request for Compensation under Article 85 of the Rome Statute, 17 April 2024, [ICC-01/14-01/22-329-Red](#).

<sup>2</sup> Confidential Ex Parte, only available to the Registry, Registry’s Submissions on the Defence Request for Compensation under Article 85 of the Rome Statute (ICC-01/14-01/22-329-Conf), 27 May 2024, ICC-01/14-01/22-338-Conf-Exp.

<sup>3</sup> Order setting the schedule for further submissions on the request for compensation, 29 April 2024, [ICC-01/14-01/22-333](#), p. 3.

<sup>4</sup> Request for Reclassification, 31 May 2024, ICC-01/14-01/22-340, para. 3.

Done in both English and French, the English version being authoritative.

A handwritten signature in blue ink, appearing to read 'Miatta Maria Samba', written in a cursive style.

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**Judge Miatta Maria Samba, Presiding Judge**

Dated 31 May 2024

At The Hague, The Netherlands