

**ANNEX 16**  
**Public Redacted**  
**Version**

**From:** Trial Chamber V Communications  
**Sent:** 20 February 2024 17:47  
**To:** D30 Ngaissona Defence Team; Associate Legal Officer-Court Officer; D29 Yekatom Defence Team; V44 LRV Team; V44 LRV Team OPCV; V45 LRV Team; OTP CAR IIB  
**Cc:** Trial Chamber V Communications; Chamber Decisions Communication  
**Subject:** Decision on the Ngaissona Defence's Request for a late start on 21 February 2024

Dear all,

In light of the circumstances described by the Ngaissona Defence below, and noting the gap in the hearing schedule on Friday, 23 February 2024, the Single Judge grants the request. The hearing tomorrow will thus be held from 11:30-13:00 and from 14:30-16:00.

However, the Single Judge encourages the participants to streamline their questioning in order to finish the witness's testimony on Thursday, 22 February 2024, as planned.

Kind regards, TC V

**From:** [REDACTED]  
**Sent:** 20 February 2024 16:13  
**To:** Trial Chamber V Communications [REDACTED]; Associate Legal Officer-Court Officer [REDACTED]  
**Cc:** D30 Ngaissona Defence Team [REDACTED]; D29 Yekatom Defence Team [REDACTED] V44 LRV Team [REDACTED] V44 LRV Team OPCV [REDACTED] V45 LRV Team [REDACTED]; OTP CAR IIB [REDACTED]  
**Subject:** Request for late start on 21 February 2024  
**Importance:** High

Some people who received this message don't often get email from [REDACTED] [Learn why this is important](#)

[ICC] RESTRICTED

Dear Trial Chamber,

The Ngaissona Defence respectfully requests that the hearing tomorrow, 21 February, starts later than the normal time.

Mr Ngaissona is currently [REDACTED]

[REDACTED] We have been in touch with him, and he has confessed that he is [REDACTED]

[REDACTED] We think, and he agrees, that it is best if he could have a few hours in the morning to rest and get his attention back to the trial. We would suggest either starting at 11h30 for two regular sessions, or sitting in the afternoon for a 2-hour session, depending on the Chamber's preference.

Schedule-wise, it seem that this witness will take around 10 to 11 hours, all parties and participants included, so we believe it is still feasible to hear the entirety of her evidence before the end of the week (if we sit on Friday). Otherwise, we could liaise with VWS and postpone her return so that she completes her testimony on Monday.

We apologise for this inconvenience, and we remain available to answer any questions or concerns the Chamber might have.

Thank you and kind regards,

This message contains information that may be privileged or confidential and is the property of the International Criminal Court. It is intended only for the person to whom it is addressed. If you are not the intended recipient, you are

not authorized by the owner of the information to read, print, retain copy, disseminate, distribute, or use this message or any part hereof. If you receive this message in error, please notify the sender immediately and delete this message and all copies hereof.

Les informations contenues dans ce message peuvent être confidentielles ou soumises au secret professionnel et elles sont la propriété de la Cour pénale internationale. Ce message n'est destiné qu'à la personne à laquelle il est adressé. Si vous n'êtes pas le destinataire voulu, le propriétaire des informations ne vous autorise pas à lire, imprimer, copier, diffuser, distribuer ou utiliser ce message, pas même en partie. Si vous avez reçu ce message par erreur, veuillez prévenir l'expéditeur immédiatement et effacer ce message et toutes les copies qui en auraient été faites.