

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/11-01/25

Date: 11 March 2026

PRE-TRIAL CHAMBER I

Before: Judge Iulia Antoanella Motoc, Presiding Judge
Judge María del Socorro Flores Liera
Judge Reine Adélaïde Sophie Alapini-Gansou

**SITUATION IN LIBYA
IN THE CASE OF
*THE PROSECUTOR v. KHALED MOHAMED ALI EL HISHRI***

**Public
with Confidential Annex 1**

Prosecution's Seventh Communication of the Disclosure of Evidence

Source: Office of the Prosecutor

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

☒ The Office of the Prosecutor

☒ Counsel for the Defence

☐ Legal Representatives of the Victims

☐ 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

M. Zavala Giler, Osvaldo

☐ Counsel Support Section

☐ Victims and Witnesses Unit

☐ Detention Section

☐ Victims Participation and Reparations Section

☐ Other

A. INTRODUCTION

1. The Prosecution hereby notifies Pre-Trial Chamber I of the disclosure of evidence pursuant to articles 64(3)(c) and 67(1)(a) and (b) of the Rome Statute, and rules 76(3) and 77 of the Rules of Procedure and Evidence.

B. CLASSIFICATION

2. This notification is filed as public. Annex 1 contain lists of evidence disclosed to the Defence and is classified as confidential ex parte.

C. SUBMISSIONS

3. Pursuant to the Chamber's order for "the disclosure of any and all information or materials based on which the arrest warrant was issued",¹ and considering the decision of the Pre-Trial Chamber approving a staggered disclosure of witness identities,² on 10 March 2026, the Prosecution disclosed to the Defence 9 packages of evidence consisting of 597 items (1,223 pages):

- a. Pre-Confirmation INCRIM Package 032 - Modes of Liability - 10 March 2026 – TR (20 items, 262 pages)
- b. Pre-Confirmation INCRIM package 033 - Crimes - 10 March 2026 – TR (11 items, 113 pages)
- c. Pre-Confirmation INCRIM package 034 - Contextual Elements - 10 March 2026 – TR (6 items, 32 pages)
- d. Pre-Confirmation INCRIM package 035 - Crimes - 10 March 2026 (4 items, 144 pages)
- e. Pre-Confirmation INCRIM Package 036 - Modes of Liability – 10 March 2026 (2 items, 6 pages)
- f. Pre-Confirmation Rule 77 package 011 - Contextual Elements - 10 March 2026 (520 items, 585 pages)

¹ ICC-01/11-01/25-T-001-ENG ET WT 03-12-2025 9 PT, p. 8, lines 1-3.

² ICC-01/11-01/25-46-Conf, para 9

- g. Pre-Confirmation Rule 77 Package 012 - Crimes - 10 March 2026 (20 items, 30 pages)
 - h. Pre-Confirmation Rule 77 Package 013 - Modes of Liability - 10 March 2026 (5 items, 6 pages)
 - i. Pre-Confirmation INCRIM Package - Translations 005 - 10 March 2026 (9 items, 45 pages)
4. Pre-Confirmation INCRIM Packages 032 to 034 contain witness statements and associated material relating to Prosecution witnesses LBY-OTP-P-0943, LBY-OTP-P-1673 and LBY-OTP-P-1710. The Prosecution hereby rediscloses a lesser redacted version of the first witness statement of P-0943, together with an additional witness statement.
5. Pre-Confirmation INCRIM Packages 035 and 036 contains open source materials and witness related materials related to previously disclosed witnesses.
6. Pre-Confirmation Rule 77 packages 011-013 contains primarily open source materials related to items cited in the Arrest Warrant³ and the Arrest Warrant Application.⁴
7. Pre-Confirmation INCRIM Package – Translations 005 contains the Arabic translations of previously disclosed witness summaries for LBY-OTP-P-0337, LBY-OTP-P-0339, LBY-OTP-P-0347, LBY-OTP-P-0442, LBY-OTP-P-0685, LBY-OTP-P-0706, LBY-OTP-P-0713, LBY-OTP-P-0764 and LBY-OTP-P-1059.
8. The items contained in the INCRIM packages may also contain information material to the preparation of the Defence pursuant to rule 77 of the Rules of Procedure and Evidence and/or subject to article 67(2) of the Rome Statute.
9. With respect to redactions, the Prosecution has followed the redaction protocol adopted by the Chamber on 3 December 2025⁵ and applied “standard” redactions to the disclosed items.
10. In addition, the Prosecution has applied non-standard redactions and will submit requests for authorisation in due course.

³ ICC-01/11-01/25-7.

⁴ ICC-01/11-01/25-4-Conf-Corr.

⁵ ICC-01/11-01/25-T-001-ENG ET WT 03-12-2025 9 PT, p. 8, lines 4-7.



Nazhat Shameem Khan
Deputy Prosecutor

Dated this 11th day of March 2026

At The Hague, The Netherlands