



Original : English

N°: ICC-01/11  
Date: 30 April 2026

**PRE-TRIAL CHAMBER I**

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

**SITUATION IN LIBYA**

**Public**  
**With Public Annexes, I to VII**  
**and Confidential *Ex Parte* Annex VIII only available to the Defence**

**Registry Transmission of an “Admissibility Challenge by Mr. Osama Elmasry/Almasri Njeem Pursuant to Article 17(1)(a) and Article 19 of the Rome Statute”**

**Source: Registry**

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

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**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 hereby transmits to Pre-Trial Chamber I (“Chamber”), an “Admissibility Challenge by Mr. Osama Elmasry/Almasri Njeem Pursuant to Article 17(1)(a) and Article 19 of the Rome Statute”, received from Professor Githu Muigai, (“Submitter”), on 28 April 2026.<sup>1</sup>

## II. PROCEDURAL HISTORY

2. On 15 April 2026, the Registry received, by email, an “Application on behalf of Mr. Osama Elmasry/Almasri Njeem pursuant to article 17 of the Rome Statute” for transmission to the Pre-Trial Chamber (“Initial Application”).<sup>2</sup>
3. The Registry sought guidance from the Chamber regarding the registration of the Initial Application.<sup>3</sup>
4. On 16 April 2026, the Chamber instructed the Registry, *inter alia*, to file the Initial Application by way of a Registry transmission filing, subject to the submission and annexes being provided as separate documents, and to seek confirmation that the Submitter duly represents Mr. Njeem.<sup>4</sup>
5. Pursuant to the Chamber’s instruction, the Registry requested resubmission of the Initial Application in the required format, together with a power of attorney.<sup>5</sup>
6. On 28 April 2026, the Registry received the amended Initial Application (“Application”).

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<sup>1</sup> Email sent from the Submitter to the Registry, 28 April 2026 at 18:54.

<sup>2</sup> Email sent from the Submitter to the Registry, 15 April 2026 at 13:28.

<sup>3</sup> Email sent by the Registry to the Chamber, 15 April 2026 at 14:28.

<sup>4</sup> Email sent by the Chamber to the Registry, 16 April 2026 at 16:28

<sup>5</sup> Email sent by the Registry to the Submitter, 16 April 2026 at 18:05.

### III. LEVEL OF CLASSIFICATION

7. Pursuant to regulation 23*bis*(2) of the Regulations of the Court, annex VIII is classified as “confidential”, *Ex Parte*, available to the Defence only, in accordance with the classification designated by the Submitter.

### IV. TRANSMISSION

8. Pursuant to rule 13(1) of the Rules of Procedure and Evidence, the Registry hereby transmits the Application.



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

Dated this 30 April 2026

At The Hague, The Netherlands