

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: **English**

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

Date: **20 July 2026**

THE PRESIDENCY

Before: Judge Tomoko Akane, President
Judge Rosario Salvatore Aitala, First Vice-President
Judge Reine Alapini-Gansou, Second Vice-President

SITUATION IN LIBYA

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

Public

Decision constituting Trial Chamber VII and referring to it the case of *The Prosecutor v. Khaled Mohamed Ali El Hishri*

Decision 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

Mr Zavala Giler, Osvaldo

☐ **Counsel Support Section**

☐ **Victims and Witnesses Unit**

☐ **Detention Section**

☐ **Victims Participation and Reparations
Section**

☒ **Other**
Trial Chamber VII

THE PRESIDENCY of the International Criminal Court (the ‘Court’);

NOTING article 61(11) of the Statute, pursuant to which the Presidency shall constitute a Trial Chamber once the charges have been confirmed, which shall be responsible for the conduct of subsequent proceedings, and Rule 130 of the Rules of Procedure and Evidence (the ‘Rules’) whereby the Presidency shall refer the case to a Trial Chamber and transmit to it the Decision Confirming the Charges and the record of the proceedings of the Pre-Trial Chamber;

NOTING the decision of Pre-Trial Chamber I dated 16 July 2026 which confirmed, pursuant to article 61(7)(a) of the Statute, charges presented by the Prosecutor against Mr Khaled Mohamed Ali El Hishri in the case *The Prosecutor v. Khaled Mohamed Ali El Hishri*, to the extent specified at pages 59 to 83 of that decision, and committed him to a Trial Chamber for trial on the charges as confirmed (the ‘Decision Confirming the Charges’);¹

NOTING that the Decision Confirming the Charges ordered that the record of the proceedings be transmitted to the Presidency;²

NOTING that the record of the proceedings before Pre-Trial Chamber I and the Decision Confirming the Charges were transmitted to the Presidency by the Registrar on 17 July 2026, in accordance with rule 129 of the Rules;³

NOTING the Presidency’s previous decision assigning judges to divisions and recomposing Chambers, in which it, *inter alia*, dissolved Trial Chamber VII;⁴

NOTING further that when composing chambers, the Presidency must balance a number of factors to the extent necessary and possible, and that the guiding principles informing these factors are the applicable statutory framework and the need to ensure the efficient management of the Court’s workload, including in view of the Court’s long-term needs;

¹ Pre-Trial Chamber I, *The Prosecutor v. Khaled Mohamed Ali El Hishri*, [Decision on confirmation of the charges against Mr Khaled Mohamed Ali El Hishri](#), ICC-01/11-01/25-143, 16 July 2026, pp. 59-84.

² *Ibid.*, p. 84.

³ Registrar, *The Prosecutor v. Khaled Mohamed Ali El Hishri*, [Transmission to the Presidency of the Record of the Proceedings, including the “Decision on the confirmation of charges against Mr Khaled Mohamed Ali El Hishri”](#), ICC-01/11-01/25-143, dated 16 July 2026, ICC-01/11-01/25-146, 17 July 2026.

⁴ Presidency, [Decision assigning judges to divisions and recomposing Chambers](#), ICC-01/11-01/25-2, 12 March 2024, p. 6.

CONSIDERING the current and anticipated overall judicial workload of the Court and the necessity to ensure sound management of the same, the need to expedite proceedings, the workload and individual concerns of the respective judges, their previous involvement in cases, as well as the experience and expertise of each judge;

HEREBY CONSTITUTES Trial Chamber VII as follows:

Judge Miatta Maria Samba;
 Judge Althea Violet Alexis-Windsor; and
 Judge Beti Hohler.

DECIDES to refer the case of *The Prosecutor v. Khaled Mohamed Ali El Hishri* to Trial Chamber VII;

ORDERS the Registrar, pursuant to rule 130 of the Rules, to transmit the full record of the proceedings in the above mentioned case to Trial Chamber VII, including the Decision Confirming the Charges, and to notify the present decision to the relevant parties and participants in the case.

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



Judge Tomoko Akane
President



Judge Rosario Salvatore Aitala
First Vice-President



Judge Reine Alapini-Gansou
Second Vice-President

Dated this 20 July 2026

At The Hague, The Netherlands