

Annex I

Public

**Cour
Pénale
Internationale**

**International
Criminal
Court**



Original: English

**No.: ICC-01/11
Date: 17 April 2025**

PRE-TRIAL CHAMBER I

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

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Public Document

**Invitation to the Italian Republic to provide submissions concerning its failure to
surrender Osama Elmasry/Almasri Njeem to the Court following his arrest.
Submissions by the Italian Republic pursuant to regulation 109 of the Regulations
of the Court.**

Source: Italian Republic. Presidency of the Council of Ministers. Office of
the Undersecretary of State.

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

Honourable Court,

I hereby refer to the document titled "*Invitation to the Italian Republic to provide submissions concerning its failure to surrender Osama Elmasry/Almasri Njeem to the Court following his arrest*" – No. ICC-01/11, dated 17 February 2025, and the subsequent document titled "*Decision on the extension of time limit to present submissions*" – No. ICC-01/11, dated 25 March 2025.

The Italian Government has acknowledged that Its request to defer the time limit by which It would have to provide the Court with Its own "*submissions concerning its failure to surrender Mr Njeem to the Court*", upon conclusion of the pre-trial phase of the proceedings pending before the Tribunal of Rome – Section for Ministerial Crimes, No. 1/25 Trib. Registry – Ministers (*Tribunale di Roma – Collegio per i reati ministeriali, no. 1/25 RG Trib. Ministri*), was not been upheld.

Nevertheless, the Court decided to postpone the aforesaid deadline to 22 April 2025.

The Italian Government appreciates such decision, yet It wishes to point out that a further postponement to 6 May 2025 would enable It to submit Its own remarks on a matter which needs detailed accuracy and exhaustive completeness, required by a case considered of utmost significance, and however prior to the conclusion of the proceedings before the abovementioned Section for Ministerial Crimes. Therefore, based on the constructive cooperation that inspire our relations, the Italian Government wishes the Court will be able to grant the postponement to 6 May 2025.

Best regards,



[Alfredo Mantovano, Undersecretary of State to the Presidency of the Council of Ministers of the Italian Republic]

Dated this 17 April 2025

[ICC] RESTRICTED

At [Rome, Italy]