

ANNEX 12

PUBLIC

Pre-Trial Chamber I Communications

18/3/2026 10:20

Re: Request for an extension of page limit

To [REDACTED] • El Hishri LRV Team OPCV [REDACTED] Copy
 El Hishri Prosecution Team [REDACTED] • Pre-Trial Chamber I Communications [REDACTED]
 [REDACTED] • [REDACTED]

[ICC] RESTRICTED

Dear Counsel,
 Dear colleagues,

The Chamber hereby shortens the deadline for any response to the below request to Thursday 19 March, noon. Any such responses may be submitted via email.

Kind regards,
 PTC I

From: [REDACTED]
Sent: March 17, 2026 5:20 PM
To: Pre-Trial Chamber I Communications [REDACTED]
Cc: El Hishri Prosecution Team [REDACTED]; D37 El Hishri Defence Team [REDACTED]; El Hishri LRV Team OPCV [REDACTED]
Subject: Re: Request for an extension of page limit

[ICC] RESTRICTED

The Prosecution corrects two typographical errors and re-submits its request to the Chamber:

Dear Pre-Trial Chamber I,

On 16 February 2026, the Chamber instructed the Prosecution to file a Pre-Confirmation Brief on 26 March 2026 setting out the factual and legal arguments in support of the proposed charges, as well as the evidence upon which it intends to rely. The Chamber adopted the page limit of 120 pages set out in regulation 38 of the Regulations of the Court for the Pre-Confirmation Brief.

The Prosecution respectfully requests an extension of the page limit for the Pre-Confirmation Brief from 120 pages to 150 pages, pursuant to Regulation 37(2) of the Regulations of the Court. The case is complex, with multiple counts of crimes against humanity and war crimes under different, alternative modes of liability. The temporal scope spans a number of years and the scale of the crimes charged is large.

The requested extension of pages for the Pre-Confirmation Brief is warranted and necessary to enable the Prosecution to comprehensively set out the case theory and the principal evidence in a meaningful and coherent manner that benefits the Chamber, Defence and Participants with reference to the relevant evidence in a clear, focused, and accessible manner. Further to providing comprehensive references to relevant evidence, the Pre-Confirmation Brief also accounts for the salient evidence additional to, and obtained after, the Prosecution's application for a warrant of arrest. In addition, it addresses in detail the Prosecution's case in relation to the applicable modes

of liability. Each alternative mode requires both an analysis of the law and the evidence underpinning the material elements of the charges against the Suspect.

The Prosecution submits that the requested extension is justified by “exceptional circumstances” within the meaning of regulation 37(2), as a more detailed articulation of the Prosecution’s case and evidence will assist the Chamber, as well as the Parties and Participants, in their preparation for the confirmation hearing and, eventually, for trial.

Kind regards,
El Hishri Prosecution Team