

ANNEX 12

PUBLIC

10/06/2026 10:55

ICC-01/11-01/25 - Order relating to the level of confidentiality of document ICC-01/11-01/25-6-Conf-Exp-Anx II - public

To [REDACTED] Copy Office of the Director DJSS [REDACTED]
[REDACTED] • [REDACTED] • [REDACTED]
[REDACTED] • [REDACTED] •
[REDACTED] • [REDACTED] • Pre-
[REDACTED] •
[REDACTED]

Dear Registry,

The Chamber notes the request for guidance submitted by the Registry on a confidential ex parte basis on 8 June 2026, as regards the availability to the Defence for Mr El Hishri of the Article 12(3) Declaration (ICC-01/11-01/25-6-Conf-Exp-Anx II), in light of the submissions made by the Defence in filing no. 128, para. 17.

The Chamber recalls its email order dated 14 April 2026, granting the Defence request to reclassify ICC-01/11-01/25-6-Anx-I as confidential, on the basis that the ex parte classification of Document ICC-01/11-01/25-6-Anx-I was no longer warranted. In light of the relevance of Annex II to the Defence jurisdictional challenge, and of the fact that Annex I contains the same information redacted from the version of Annex II currently available to the Defence, the Chamber orders the Registry to reclassify ICC-01/11-01/25-6-Conf-Exp-Anx II as confidential.

Kind regards.

On behalf of PTC I