

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/11-01/25
Date: 9 September 2026

TRIAL CHAMBER VII

Before: Judge Althea Violet Alexis-Windsor, Presiding Judge
Judge Miatta Maria Samba
Judge Beti Hohler

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

**Public
With Public Annexes A, B and C**

First joint Prosecution and Defence submission on agreed facts

Source: Office of the Prosecutor
Defence of Mr Khaled Mohamed Ali El Hishri

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

1. The Parties hereby notify the Chamber that they have reached an agreement on a number of facts related to (i) locations relevant to the case (Annex A, 19 facts), (ii) the cultural context relevant to the charges (Annex B, 37 facts), and (iii) Mr Khaled Mohammed Ali El Hishri (Annex C, 20 facts).
2. Pursuant to rule 69 of the Rules of Procedure and Evidence, the Parties request that the Chamber consider these agreed facts as proven.
3. The Parties also inform the Chamber that they are continuing to work on identifying other topics for potential agreement. Should any further agreements be reached, the Parties will promptly communicate them to the Chamber, notifying the legal representatives of the victims, at the earliest opportunity.



Mame Mandiaye Niang
Prosecutor *ad interim*



Yasser Hassan
**Counsel for Mr Khaled Mohamed Ali
El Hishri**

Dated this 9th day of September 2026
At The Hague, The Netherlands