

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/11-01/25
Date: 30 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 Annexes I and II Confidential *EX PARTE*, available only to the Registry

Registry Update Report on the Common Legal Representation of Victims

Source: Registry

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

I. Introduction

1. On 11 May 2026, Pre-Trial Chamber I (“PTC I”) issued a “Decision on victims’ participation and legal representation” (“PTC Decision”)¹ in the case of *The Prosecutor v. Khaled Mohamed El Hishri* (“Case”), in which it ordered the Registry to “continue consulting with applicants and to transmit updated report(s) [on the common legal representation of victims] when appropriate, and be ready to provide an updated report should any of the charges be confirmed”.²
2. The Registry hereby transmits to Trial Chamber VII (“Trial Chamber”), as Annex I to the present filing, its update report on the common legal representation of victims in the Case.

II. Procedural History

3. On 3 December 2025, PTC I *inter alia* instructed the Registry to file recommendations for the common legal representation of victims in the Case, by 17 December 2025.³
4. On 17 December 2025, the Registry submitted observations on victims’ legal representation, informing PTC I of its ongoing consultations with applicants, civil society organizations (“CSO(s)”) and lawyers who expressed an interest in representing victims.⁴
5. On 23 December 2025, PTC I appointed the Office of the Public Counsel for the Victims (“OPCV”) to represent the collective interests of potential victims in the case, until the mandate of the team of common legal representatives takes

¹ PTC I, “Decision on victims’ participation and legal representation”, 11 May 2026, ICC-01/11-01/25-117.

² Id., p.8. This is following the Registry’s report of 4 May 2026 on the legal representation of victims in the Case, see *infra*, footnote 8.

³ Transcript of hearing Initial Appearance, 3 December 2025, ICC-01/11-01/25-T-001-ENG, p. 8, lines 23-25.

⁴ Registry, “Registry submissions on the organization of legal representation of victims in the Case”, 17 December 2025, ICC-01/11-01/25-43.

effect, and ordered the Registry to file a report on its ongoing consultations on legal representation by 25 February 2026.⁵

6. On 25 February 2026, the Registry submitted a Report on the Common Legal Representation of Victims (“February Report”).⁶
7. On 12 March 2026, PTC I issued the “Decision on the legal representation of victims” in which it, *inter alia* (1) maintained the assignment of the OPCV; (2) postponed its decision on the appointment of a team of common legal representatives until its decision on the admission of participating victims; and (3) instructed the Registry to continue consulting with applicants and transmit update reports when appropriate.⁷
8. On 4 May 2026, the Registry filed a report on legal representation, informing PTC I that it was not yet in a position to make any recommendation on the common legal representation of victims in the Case.⁸
9. On 11 May 2026, the PTC Decision was issued.⁹
10. On 16 July 2027, PTC I confirmed all charges against Mr El Hishri and committed him to trial.¹⁰
11. On 25 August 2026, pursuant to the Trial Chamber’ Order Scheduling the First Status Conference (“Order”),¹¹ the Registry submitted observations informing the Trial Chamber that it will provide, by no later than 30 September 2026, a

⁵ PTC I, “Order on the organisation of the legal representation of victims”, 23 December 2025, ICC-01/11-01/25-47, paras 2-5.

⁶ Registry, Annex I to “Registry Report on the Common Legal Representation of Victims”, 25 February 2026, ICC-01/11-01/25-72-Conf-Exp-Anx1. A public redacted version was filed on 25 June 2026.

⁷ PTC I, “Decision on the legal representation of victims”, 12 March 2026, ICC-01/11-01/25-84, at paras 13, 15 and p. 7.

⁸ Registry, Annex 3 to “Registry Report on Group A and B applications and update on the victims’ legal representation”, 4 May 2026, ICC-01/11-01/25-112-Conf-Exp-Anx3, para 15. A public redacted version was notified on 18 May 2026.

⁹ See *supra*, footnote 1.

¹⁰ PTC I, “Decision on confirmation of the charges against Mr Khaled Mohamed Ali El Hishri”, 16 July 2026, ICC-01/11-01/25-143.

¹¹ Trial Chamber VII, “Order Scheduling the First Status Conference”, dated 27 July 2026 and notified on 28 July 2026, ICC-01/11-01/25-157.

detailed report and the Registry's recommendations on the (common) legal representation of victims at trial.¹²

III. Classification

12. Pursuant to regulation 23 *bis*(1) of the Regulations of the Court ("RoC"), Annexes I and II to the present submission, are submitted as confidential *ex parte*, only available to the Registry, as they contain sensitive information concerning the safety and security of victims, as well as identifying information on the Registry's stakeholders. The Registry stands ready to file a public redacted version of Annex I should the Trial Chamber so order.

IV. Applicable law

13. The Registry submits the present report in accordance with article 68(1) and (3) of the Statute, rules 16(1) and 90 of the Rules of Procedure and Evidence, regulation 23 bis, 67 and 79 of the RoC, regulations 112 and 113 of the Regulations of the Registry, the Legal aid policy of the International Criminal Court,¹³ and the Order.

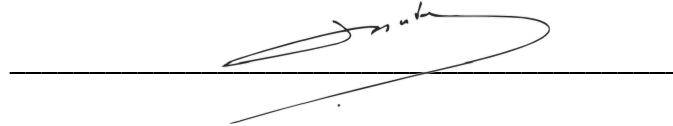
¹² Registry, Annex II to "Registry Submissions pursuant to the First Status Conference ICC-01/11-01/25-157)", 25 August 2026, ICC-01/11-01/25-171-Conf-Exp-AnxII, para. 26. A public redacted version was notified on the same day.

¹³ Legal aid policy of the International Criminal Court, ICC-ASP/22/9, 22 November 2023.

V. Submissions

14. In accordance with the Order, the Registry hereby transmits:

- Annex I, an update report on the legal representation of victims in the Case;
- Annex II, a written correspondence from a CSO.



Marc Dubuisson
Director, Division of Judicial Services on behalf of
Osvaldo Zavala Giler, Registrar

Dated this 30 September 2026

At The Hague, The Netherlands