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Security Council Briefing on the thirty-second Report of the Prosecutor of the International Criminal Court to the United Nations Security Council pursuant to Resolution 1970(2011)
18 November 2026

Greece's Statement delivered
by Mr. Ioannis Stamatekos
Deputy Permanent Representative of Greece to the United Nations, New York

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Thank you, Madam President.

I would like to thank Acting Prosecutor Niang for his briefing, and the Office of the Prosecutor of the International Criminal Court for the thirty-second Report to the Security Council pursuant to Resolution 1970 on the referral of the situation in Libya.

Madam President,

A few significant developments are indeed highlighted in this report; in the *El Hishri* case the Court confirmed its jurisdiction and all charges against the accused. Following the confirmation of charges, the cases expected to proceed to trial, marking an important milestone in the Court's proceedings concerning Libya since the Security Council's referral in 2011.

Similarly, in the *Njeem* case the Court rejected challenges to its jurisdiction while requesting further information on challenges regarding admissibility.

These developments constitute meaningful progress in advancing accountability for crimes falling within the Court's jurisdiction in Libya. Despite threats and sanctions directed against it, the Office of the Prosecutor collected over 1300 items, screened and assessed more than 41 witnesses and conducted more than 17 missions in 8 States.

In light of the above, Greece wishes to underscore the following points:

First, the Court, in its Pre-Trial Chamber decisions on jurisdiction in the *El Hishri* and *Njeem* cases, found that the 'sufficient link' existed between the alleged crimes and the crisis situation that triggered the referral under Security Council Resolution 1970, and that its jurisdiction is therefore not limited to the 2011 violence. This finding is important in supporting that the lines of inquiry in the situation in Libya cover the period subsequent to the 2011 violence, as set out in the Report of the Office of the Prosecutor.

Second, Greece welcomes the endorsement of the declaration under article 12(3) of the ICC Statute by the President of the Presidential Council of Libya on 19 September 2026. At the same time, the cooperation of the Libyan national authorities with the OTP remains insufficient, in particular regarding the execution of arrest warrants for suspects residing in Libya. According to the Report, prospects for effective domestic proceedings against these suspects remain uncertain, while they continue to remain at liberty in Libya. Furthermore, the cooperation from the Libyan Attorney General has been limited, with insufficient responses provided to the Office of the Prosecutor, in this regard.

My third point relates to the empowerment of victims, witnesses, affected communities and civil society organizations. We welcome the engagement of the Office of the Prosecutor with civil society, and the fact that victims and these organizations followed closely the developments in the judicial proceedings in the *El Hishri* and *Njeem* cases. Their support remains as important as ever, especially given the volatility of the political and security situation in Libya.

We further note that, according to the report, significant resources will be required during the judicial phase for witness protection, which is impacted by limited existing capacities.

We would like to underscore, in this respect, that - as a matter of principle - justice should be victim-centered, and that efforts towards political stabilization in Libya must not, under any circumstances, come at the expense of rendering justice, which is the basis for the rule of law and national reconciliation.

To conclude, Madam President,

We express our regret that the acting Prosecutor was not able to brief the Council in person. Actions and threats against the Court, the Office of the Prosecutor and its personnel might impact negatively on victims, to the extent that they affect its operational capacity and as a result, as stated in the Report, the timeline of the completion of the investigation phase. We wish to underscore our undertaking to uphold and defend the Rome Statute and maintain its integrity against threats and actions aimed against the Court and its officials.

I thank you.