



SPECIALIST PROSECUTOR'S OFFICE
ZYRA E PROKURORIT TË SPECIALIZUAR
SPECIJALIZOVANO TUŽILAŠTVO

In: KSC-BC-2020-06
Specialist Prosecutor v. Hashim Thaçi, Kadri Veseli, Rexhep Selimi and Jakup Krasniqi

Before: Trial Panel II
Judge Charles L. Smith, III, Presiding Judge
Judge Christoph Barthe
Judge Guénaél Mettraux
Judge Fergal Gaynor, Reserve Judge

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor's Office

Date: 24 April 2024

Language: English

Classification: Public

Prosecution submission of proposed lesser redacted transcripts for private session testimony between August and 18 October 2023

with confidential Annexes 1-15

Specialist Prosecutor's Office

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Counsel for Victims

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Registry

Witness Protection and Support Office

Counsel for Hashim Thaçi

Luka Mišetić

Counsel for Kadri Veseli

Ben Emmerson

Counsel for Rexhep Selimi

Geoffrey Roberts

Counsel for Jakup Krasniqi

Venkateswari Alagenda

1. Pursuant to the Oral Order,¹ on 8 December 2023, the Specialist Prosecutor's Office ('SPO') sent *inter partes* the proposed lesser redacted transcripts for all private session testimony between August and 18 October 2023 (W00072, W03724, W03827, W03832, W03879, W03880, W04018, W04255, W04368, W04408, W04566, W04577, W04644, W04769, and W04781).
2. Victims' Counsel and the Witness Protection and Support Office ('WPSO') each proposed additional redactions, together with justifications. The THAÇI Defence team proposed to lift redactions to the testimony of W03832. The SELIMI Defence proposed additional redactions to the transcripts of W03827, W04644, and W04781 in order to protect the identity of the witnesses concerned and to maintain consistency with the other redactions suggested by the SPO. The SELIMI Defence also proposed to lift redactions to the transcripts of W04577, W04255, W04769, W03724, W03879, and W04644. In relation to W04781, the SELIMI Defence disagreed with the SPO proposal² and requested the production of a lesser redacted transcript. The other Defence teams did not respond.
3. The SPO has consolidated all proposed redactions and related justifications in Annexes 1-15, one for each witness.³ Each Annex also includes the SPO's position on the additional redactions proposed.
4. Annexes 1-15 are confidential in accordance with Rule 82(4) and to give effect to existing protective measures.

¹ Transcript, 7 November 2023, pp.9444-9446 ('Oral Order').

² WPSO and Victims' Counsel support the SPO's submission that W04781's testimony could not be meaningfully redacted in a manner that would adequately protect the witness's identity, as indicated in Annex 15.

³ The SPO's proposed redactions are marked in red, WPSO's proposed redactions are marked in blue, Victims' Counsel's proposed redactions are marked in green, and the Defence's proposed redactions are marked in black. The Defence proposals to lift redactions are not marked in the transcripts, but instead are annexed to the relevant consolidated justifications. Unless otherwise indicated in the relevant submissions in Annexes 1-15, the SPO does not object to the proposals of Victims' Counsel, the Defence, and WPSO.

Word count: 328



Kimberly P. West
Specialist Prosecutor

Wednesday, 24 April 2024
At The Hague, the Netherlands.