



KOSOVO SPECIALIST CHAMBERS  
DHOMAT E SPECIALIZUARA TË KOSOVËS  
SPECIJALIZOVANA VEÇA KOSOVA

**In:** KSC-BC-2020-04  
**The Specialist Prosecutor v. Pjetër Shala**

**Before:** Trial Panel I  
Judge Mappie Veldt-Foglia, Presiding Judge  
Judge Roland Dekkers  
Judge Gilbert Bitti  
Judge Vladimir Mikula, Reserve Judge

**Registrar:** Fidelma Donlon

**Date:** 11 July 2024

**Language:** English

**Classification:** Public

---

**Order for submissions on the reclassification of filings and/or submission of public redacted versions of filings**

---

**To be notified to:**

**Specialist Prosecutor**  
Kimberly P. West

**Counsel for the Accused**  
Jean-Louis Gilissen

**Registry**  
Fidelma Donlon

**Victims' Counsel**  
Simon Laws

**TRIAL PANEL I** (Panel) hereby renders this order for submissions on the reclassification of filings and/or submission of public redacted versions of filings.

## I. PROCEDURAL BACKGROUND

1. On 17 April 2024, the Presiding Judge declared the case closed at the end of the hearing on closing statements.<sup>1</sup>

2. On 9 July 2024, the Panel scheduled the pronouncement of the Trial Judgment for Tuesday, 16 July 2024, at 14:00 hours.<sup>2</sup>

## II. APPLICABLE LAW

3. The Panel notes Articles 21(2), 23(1), 40(2) and (4) and 43(2) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor's Office (Law) and Rules 80(1), 82(3), 84(1) and 159 of the Rules of Procedure and Evidence Before the Kosovo Specialist Chambers (Rules).

## III. ANALYSIS

4. In light of the scheduled pronouncement of the Trial Judgement, the Panel will exercise its duty under Rule 84(1) of the Rules to review the classification of certain filings in the case file, including its decisions, in order to adhere to the principle of publicity of proceedings, as enshrined under Articles 21(2) and 40(4)

---

<sup>1</sup> KSC-BC-2020-04, Transcript of Hearing, 17 April 2024, public, p. 4374, lines 8-10.

<sup>2</sup> KSC-BC-2020-04, F00843, Trial Panel I, *Scheduling order for the pronouncement of the judgment*, 9 July 2024, public.

of the Law, which extends beyond hearings in the courtroom to also cover filings and any other submissions in the case file.<sup>3</sup>

5. In doing so, the Panel will have regard to, on the one hand, the principle of publicity and, on the other hand, its duty to provide for the protection of witnesses and victims, and confidential information, in accordance with Article 23(1) of the Law and Rule 80(1) of the Rules.

6. To assist the Panel in the performance of its duty under Rule 84(1) of the Rules, the Specialist Prosecutor's Office (SPO) is ordered to indicate whether the following filings, including annexes, as listed below, can be reclassified as public:

- F00286, confidential;
- F00297, confidential;
- F00310, confidential;
- F00329, confidential;
- F00331, confidential;
- F00337, confidential;
- F00343, confidential;
- F00356, confidential;
- F00436, confidential;
- F00473, confidential;
- F00624, confidential;
- F00818, F00818/A01, and F00818/A03, confidential.

---

<sup>3</sup> KSC-BC-2020-05, F00492, Trial Panel, *Order for submissions on the reclassification of filings and/or submission of public and/or confidential redacted versions of filings*, 15 December 2022, public, para. 5.

7. The Defence for Pjetër Shala (Defence) is ordered to indicate whether the following filings, including annexes, as listed below, can be reclassified as public:

- F00296, currently confidential;
- F00317, currently confidential;
- F00348, confidential;
- F00352 and F00352/A01, confidential;
- F00370, confidential;
- F00382, confidential;
- F00392, confidential;
- F00416, confidential;
- F00446, confidential;
- F00467, confidential;
- F00664, confidential;
- F00689, confidential;
- F00819, confidential;
- F00821, confidential.

8. Victims' Counsel is ordered to indicate whether the following filings can be reclassified as public:

- F00417, confidential;
- F00804, confidential;
- F00815, confidential.

9. Should the SPO, the Defence, or Victims' Counsel wish to retain the current classification of any of the above-mentioned filings, they shall: (i) specify the

reasons for maintaining the current classification, in accordance with Rule 82(3) of the Rules, and indicate whether and when such classification may be changed; or  
(ii) submit public redacted version(s) thereof.

10. Furthermore, the Panel finds it appropriate to order the Registrar to reclassify as public the following filing:

- F00673, confidential.

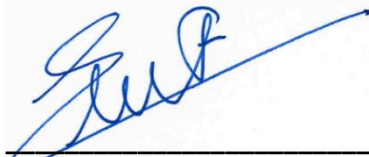
#### IV. DISPOSITION

11. For the above-mentioned reasons, the Panel hereby:

- a) **ORDERS** the SPO to indicate, **by Friday, 26 July 2024**, whether the filings listed in paragraph 6 above (except F00818, F00818/A01, and F00818/A03) can be reclassified as public or to submit its reasons for maintaining the classification thereof, or to submit **by Friday, 26 July 2024**, public redacted version(s) thereof;
- b) **ORDERS** the SPO to indicate, **by Friday, 23 August 2024**, whether filings F00818, F00818/A01, and F00818/A03 can be reclassified as public or to submit its reasons for maintaining the classification thereof, or to submit **by Friday, 23 August 2024**, public redacted version(s) thereof;
- c) **ORDERS** the Defence to indicate, **by Friday, 26 July 2024**, whether the filings listed in paragraph 7 above (except F00819 and F00821) can be reclassified as public or to submit its reasons for maintaining the classification thereof, or to submit, **by Friday, 26 July 2024**, public redacted version(s) thereof;
- d) **ORDERS** the Defence to indicate, **by Friday, 23 August 2024**, whether filings F00819 and F00821 can be reclassified as public or to submit its

reasons for maintaining the classification thereof, or to submit **by Friday, 23 August 2024**, public redacted version(s) thereof;

- e) **ORDERS** Victims' Counsel to indicate, **by Friday, 26 July 2024**, whether the filing listed in paragraph 8 (except F00804 and F00815) can be reclassified as public or to submit his reasons for maintaining the classification thereof, or to submit, **by Friday, 26 July 2024**, public redacted version(s) thereof;
- f) **ORDERS** Victims' Counsel to indicate, **by Friday, 23 August 2024**, whether filings F00804 and F00815 can be reclassified as public or to submit its reasons for maintaining the classification thereof, or to submit **by Friday, 23 August 2024**, public redacted version(s) thereof; and
- g) **ORDERS** the Registrar to reclassify, **by Friday, 26 July 2024**, as public the filing listed in paragraph 10 of the present order.



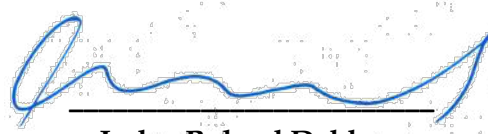
---

**Judge Mappie Veldt-Foglia**  
Presiding Judge



---

**Judge Gilbert Bitti**



---

**Judge Roland Dekkers**

Dated this Thursday, 11 July 2024

At The Hague, the Netherlands.