



KOSOVO SPECIALIST CHAMBERS  
DHOMAT E SPECIALIZUARA TË KOSOVËS  
SPECIJALIZOVANA VEĆA KOSOVA

**In:** **KSC-BC-2023-10**  
**The Specialist Prosecutor v. Sabit Januzi, Ismet Bahtijari and Haxhi Shala**

**Before:** **Pre-Trial Judge**  
Judge Marjorie Masselot

**Registrar:** Dr Fidelma Donlon

**Filed by:** Registrar

**Date:** 23 August 2024

**Language:** English

**Classification:** **Confidential**

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**Confidential Redacted Version of Registrar's Update on Defence Team Funding**  
**with one confidential and *ex parte* Annex**

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**Specialist Prosecutor**

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**Specialist Counsel for Sabit Januzi**

Jonathan Rees

**Registry**

Head of Defence Office

**Specialist Counsel for Ismet Bahtijari**

Felicity Gerry

**Specialist Counsel for Haxhi Shala**

Toby Cadman

## I. BACKGROUND

1. On 27 February 2024, the Pre-Trial Judge instructed the Registrar to file weekly updates, starting on 1 March 2024, on the situation concerning the funding of the Defence teams for Mr Sabit Januzi ('Mr Januzi'), Mr Ismet Bahtijari ('Mr Bahtijari') and Mr Haxhi Shala ('Mr Shala') by the Ministry of Justice of Kosovo pursuant to Law No. 05/L-054.<sup>1</sup> The Registrar hereby provides her twenty-sixth update.

2. Following requests for legal aid by Mr Shala and Mr Bahtijari, on 17 May 2024, the Registrar informed the Pre-Trial Judge that Mr Toby Cadman had been conditionally assigned as Counsel to Mr Shala and that Dr Felicity Gerry had been conditionally assigned as Counsel to Mr Bahtijari.<sup>2</sup> As a result, no further updates are anticipated at this time concerning the funding of those two Defence Teams. The Defence Office is in regular contact with Counsel to ensure that they have all of the necessary information and assistance that may be required under the Legal Aid Regulations.<sup>3</sup>

3. With respect to Mr Januzi, an update on the status of Defence funding is provided below.

## II. REGISTRAR'S UPDATE CONCERNING FUNDING

4. On 16 August 2024, following receipt of a letter from the Deputy Registrar recalling the contracting process, Counsel for Mr Januzi, Mr Jonathan Rees ('Mr Rees'), again raised the issue of the maximum contract value.<sup>4</sup> In further extensive correspondence between Mr Rees and the Deputy Registrar, between 19 and 23 August 2024, the Deputy Registrar recalled the [REDACTED].<sup>5</sup>

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<sup>1</sup> KSC-BC-2023-10, CRSPD27, Email from the Pre-Trial Judge to CMU on Message to the Deputy Registrar regarding F00175 and F0181, 27 February 2024, confidential.

<sup>2</sup> F00297, Registrar's Update on Defence Team Funding with 5 confidential and *ex parte* Annexes, 17 May 2024, confidential, paras 5-7.

<sup>3</sup> Legal Aid Regulations, KSC-BD-25-Rev1, 22 February 2024, public.

<sup>4</sup> Annex 1, confidential and *ex parte*.

<sup>5</sup> Annex 1, confidential and *ex parte*, [REDACTED].

### III. CLASSIFICATION

5. Pursuant to Rule 82(3) and (4) of the Rules,<sup>6</sup> the Registrar submits this filing and its Annex as confidential and *ex parte*, as they refer to other filings with the same classification and/or contain internal Registry communications with individual Counsel. A confidential redacted version of this filing will be submitted in due course.

**Word count: 432**

A handwritten signature in cursive script, reading 'Fidelma Donlon', is written over a horizontal line.

**Dr Fidelma Donlon**  
**Registrar**

Friday, 23 August 2024  
At The Hague, the Netherlands

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<sup>6</sup> Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, KSC-BD-03/Rev3/2020, 2 June 2020, public ('Rules').