

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: Counsel for Kadri Veseli

Date: 21 March 2025

Language: English

Classification: Public

**Veseli Defence Response to Victims' Counsel's Submissions concerning the
Specialist Prosecutor's observations in F02896 (F03033)**

Specialist Prosecutor's Office

Kimberly P. West

Counsel for Hashim Thaçi

Luka Mišetić

Counsel for Kadri Veseli

Rodney Dixon KC

Counsel for Victims

Simon Laws KC

Counsel for Rexhep Selimi

Geoffrey Roberts

Counsel for Jakup Krasniqi

Venkateswari Alagendra

I. SUBMISSIONS

1. The Defence for Mr Kadri Veseli hereby responds to the Victims' submissions concerning the issue of further modification of Mr Veseli's detention conditions,¹ submitted pursuant to the Trial Panel's order of 11 March 2025.²
2. Victims' Counsel submits that:

The current monitoring regime provides the only safeguard against misuse of [confidential] information"³ and that the arguments submitted by the Veseli Defence "provide no basis for believing that it will not be repeated."⁴

3. The Defence reiterates that there is no evidence that Mr Veseli interfered or attempted to interfere with any witnesses in these proceedings, or otherwise divulged any confidential information. The detention conditions currently in place are excessive and entirely inappropriate. In the more than 15 months since the Modified Conditions were imposed, as previously submitted:⁵
 - a. The SPO has not brought any charges against Mr Veseli;
 - b. No issues have arisen with the disclosure of confidential information and Mr Veseli has received no warnings about such matters; and
 - c. The Defence has not received disclosure of any evidence which supports the proposition that Mr Veseli has sought to engage in any behaviour which compromises the integrity of the proceedings.

¹ F03033, *Victim Counsel's Submissions concerning the Specialist Prosecutor's observations on F02896*, 18 March 2025, public ("Victims' Submissions").

² Email from CMU forwarding a message from Trial Panel II to the Parties and participants, F02785 – Invitation of Submissions from Victims' Counsel, sent 11 March 2025 at 9:05am.

³ Victims' Submissions, para. 5.

⁴ Victims' Submissions, para. 8.

⁵ F02846, *Veseli Defence Submissions Pursuant to the Panel's Order on Review of Detention Conditions (F02805)*, 22 January 2025, public, para. 8.


4. Contrary to the Victims' Submissions,⁶ the Defence submits that it *is* significant that Victims' Counsel do not anticipate calling any victim witnesses to testify later this year. This is because it establishes that a relaxation of the detention regime could in any event have *no* impact on the evidential record.
5. Mr Veseli has abided by the regime imposed by F01977, and has suffered the consequences that it has had on his contact with his wife and four children. As the SPO prepares to call its last witness in less than two weeks' time, and with Victims Counsel not intending to call any victims to testify, the Defence submits that fairness requires that the conditions of detention are relaxed.

II. CONCLUSION

6. Consequently, the Defence reiterates its request to amend its Further Decision on the Prosecution's Urgent Request for Modification of Detention Conditions and to remove the measures as set out herein.

Word Count: 425

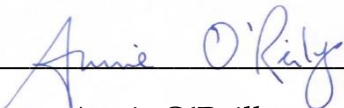
Respectfully submitted on Friday, 21 March 2025, at the Hague, Netherlands.



Rodney Dixon KC
Lead Counsel for Kadri Veseli



Kerrie Ann Rowan
Co-Counsel for Kadri Veseli



Annie O'Reilly
Co-Counsel for Kadri Veseli

⁶ Victims' Submissions, para. 5.