



KOSOVO SPECIALIST CHAMBERS
DHOMAT E SPECIALIZUARA TË KOSOVËS
SPECIJALIZOVANA VEÇA KOSOVA

In: **KSC-BC-2023-12**
The Specialist Prosecutor v. Hashim Thaçi, Bashkim Smakaj,
Isni Kilaj, Fadil Fazliu and Hajredin Kuçi

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

Registrar: Fidelma Donlon

Date: 25 June 2025

Language: English

Classification: **Public**

**Order in Relation to the
Upcoming Detention Review of Isni Kilaj**

Specialist Prosecutor
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THE PRE-TRIAL JUDGE,¹ pursuant to Article 41(10) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor's Office ("Law") and Rule 57(2) of the Rules of Procedure and Evidence Before the Kosovo Specialist Chambers ("Rules"), hereby issues the following decision.

I. PROCEDURAL BACKGROUND

1. On 5 June 2025, the Pre-Trial Judge ordered Isni Kilaj's ("Mr Kilaj") continued detention ("Third Review Decision").²
2. On 19 June 2025, the Defence for Mr Kilaj ("Kilaj Defence") appealed the Third Review Decision ("Appeal").³

II. APPLICABLE LAW

3. Pursuant to Article 41(10) of the Law and Rule 57(2) of the Rules, until a judgment is final or until release, upon expiry of two (2) months from the last ruling on detention on remand, the Pre-Trial Judge or Panel seized with the case shall examine whether reasons for detention on remand still exist, and render a ruling by which detention on remand is extended or terminated.

¹ KSC-BC-2023-12, F00015, President, [Decision Assigning a Pre-Trial Judge](#), 6 June 2024, public.

² KSC-BC-2023-12, F00324, Pre-Trial Judge, [Third Decision on Review of Detention of Isni Kilaj](#), 5 June 2025, public.

³ KSC-BC-2023-12, IA004/F00001, Kilaj Defence, *Kilaj Appeal Against Third Decision on Review of Detention of Isni Kilaj (F00324)*, 19 June 2025, confidential.

III. DISCUSSION

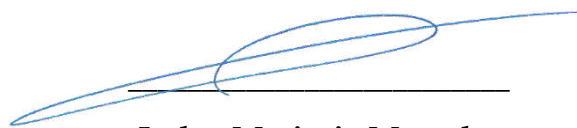
4. Noting that the Kilaj Defence is due to file submissions, if any, on the review of Mr Kilaj's detention by 27 June 2025,⁴ and in light of the pending Appeal, the Pre-Trial Judge invites the Kilaj Defence to file a submission on the record indicating whether Mr Kilaj waives his right to the bi-monthly review of his detention, as currently scheduled, pending the outcome of the Appeal. Should Mr Kilaj consent, the Kilaj Defence shall include in its filing a written waiver, personally signed by Mr Kilaj, confirming that he waives his right to the bi-monthly review of detention.

5. Should Mr Kilaj not waive his right, he may proceed to make submissions on 27 June 2025, or indicate that he requests the Pre-Trial Judge to review his detention by 5 August 2025, as currently scheduled.⁵ In this case, the Pre-Trial Judge will proceed with the review of his detention in accordance with Article 41(10) of the Law.

IV. DISPOSITION

6. For the above-mentioned reasons, the Pre-Trial Judge hereby:

ORDERS the Kilaj Defence to make the relevant submissions as specified in paragraph 4 above, by **Friday, 27 June 2025**.



Judge Marjorie Masselot
Pre-Trial Judge

Dated this Wednesday, 25 June 2025

At The Hague, the Netherlands.

⁴ Third Review Decision, para. 47(b).

⁵ The Kilaj Defence may make submissions on 27 June 2025 or, following the submissions of the Specialist Prosecutor, on 14 July 2025; *see* Third Review Decision, para. 47(b) and (c).