In: KSC-BC-2020-06

The 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 Guénaël Mettraux

Judge Fergal Gaynor, Reserve Judge

**Registrar:** Dr Fidelma Donlon

Filing Participant: Victims' Counsel

**Date:** 1 July 2025

Language: English

**Classification**: Public

# Victims' Counsel's Third request for admission of supplementary information on harm with confidential annex 1

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### I. INTRODUCTION

- 1. Pursuant to Article 22 (3), (6), (7) and Article 37(1) and (3)(c) and Article 40(6) of the Law on Specialist Chambers and Specialist Prosecutor's Office ("Law"), Rules 114(4)(a) and (5), 138(1) of the Rules of Procedure and Evidence Before the Kosovo Specialist Chambers ("Rules"), and the Trial Panel's oral orders of 23 April 2025,¹ Victims' Counsel files this third request for admission into evidence of supplementary information on harm ("SIH") suffered by victims' participating in the proceedings ("VPPs").
- 2. As itemised in the annex to this request, 20 SIHs are submitted herewith.
- 3. Victims' Counsel also reiterates his request for an extension of time until 18 July 2025 to complete the submission of the SIHs.

## II. CLASSIFICATION

4. This request is classified as public as it contains no confidential information.

Annex 1 is filed confidentially.

#### III. PROCEDURAL HISTORY

- 5. On 23 April 2025, Victims' Counsel informed the Panel and the Parties of his intention to adduce documents containing supplementary information on harm.<sup>2</sup>
- 6. On the same day, the Trial Panel ordered Victims' Counsel to submit such of these documents as were ready by 28 May 2025, to submit further such documents on a rolling basis and to complete the submission of them by 1 July 2025.<sup>3</sup>
- 7. On 15 May 2025, the Trial Panel admitted four victims to participate in the proceedings.<sup>4</sup>

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<sup>&</sup>lt;sup>1</sup> Specialist Prosecutor v. Thaci et al, KSC-BC-2020-06, In Court – Oral Order, 23 April 2025, 26177:1 - 26177:21 and In Court – Oral Order, 23 April 2025, 26183:17-26184:1 and 26184:17-26184:19 ("Oral Orders").

<sup>&</sup>lt;sup>2</sup> Status Conference, T. 23 April 2025, 26157:25-26158:11.

<sup>&</sup>lt;sup>3</sup> In Court – Oral Order, 23 April 2025, 26183:17-26184:1 and 26184:17-26184:19.

<sup>&</sup>lt;sup>4</sup> F03179, Consolidated Decision on the Eighteenth and Nineteenth Registry Report on Victims' Applications for Participation in the Proceedings, 15 May 2025.

- 8. On 28 May 2025, Victims' Counsel's Request for admission of supplementary information on harm with confidential annex 1 was submitted.<sup>5</sup>
- 9. On 4 June 2025, the Trial Panel admitted one more victim to participate in the proceedings.<sup>6</sup>
- 10. On 20 June 2025, Victims' Counsel requested admission of supplementary information on harm in relation to 20 VPPs and requested an extension of time to 18 July 2025 for the submission of further SIH.<sup>7</sup>

#### IV. SUBMISSIONS

- 11. Victims' Counsel adopts by reference his submissions on the applicable law, the need for SIHs, the content of the SIHs, and the legal basis of the SIHs as set out in the SIH Request.
- 12. The SIHs submitted with this third request follow the format and structure of those submitted in the SIH Request.
- 13. The following additional matters should be noted in relation to the SIHs for V021, V033, V072, and V262.
- 14. In the case of V021, redactions have been applied in addition to those necessary to protect his identity. This has been done with the consent of V021 himself in order to remove references to the acts and conduct of the Accused<sup>8</sup> or to protect the wellbeing of his family members.
- 15. As explained in the SIH Request and the Second SIH Request, some VPPs are not in a position to return a signed declaration. V033, V072, and V262 fall into this

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<sup>&</sup>lt;sup>5</sup> F03208, Victims' Counsel's Request for admission of supplementary information on harm with confidential annex 1, 28 May 2025 ("SIH Request").

<sup>&</sup>lt;sup>6</sup> F03227, Decision on the Twentieth Registry Report on Victims' Applications for Participation in the Proceedings, 4 June 2025.

<sup>&</sup>lt;sup>7</sup> F03279, Victims' Counsel's Second request for admission of supplementary information on harm and related request with confidential annex 1, 20 June 2025 ("Second SIH Request").

<sup>&</sup>lt;sup>8</sup> The references to the acts and conduct of the Accused have been redacted from both the strictly confidential and *ex parte* version and the confidential version. This is consistent with SIH Request, para. 32.

<sup>&</sup>lt;sup>9</sup> SIH Request, para. 36; Second SIH Request, para. 14.

category. Victims' Counsel has provided an interpreter's declaration confirming that the document has been read to the VPP and the VPP confirmed its content to be true. <sup>10</sup> V262 also provided confirmation by text message to Victims' Counsel. <sup>11</sup>

16. Finally, Victims' Counsel reiterates the request for an extension of time until 18 July 2025 for the submission of further SIHs in addition to those submitted by 1 July 2025. The reasons for the request are set out in the Second SIH Request, and are not repeated here.

# V. RELIEF REQUESTED

For the foregoing reasons, Victims' Counsel:

- i. requests the Trial Panel to admit the SIHs listed in Annex 1 as evidence of the harm suffered by VPPs in this case, and
- ii. reiterates the request for extension of the deadline for the submission of SIHs to 18 July 2025.

Word count: 792

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1 July 2025

At The Hague, the Netherlands.

<sup>&</sup>lt;sup>10</sup> See V0330003, V0720002, V2620002.

<sup>&</sup>lt;sup>11</sup> V2620005.

<sup>&</sup>lt;sup>12</sup> Victims' Counsel notes that the majority of the SIHs have now been submitted.

<sup>&</sup>lt;sup>13</sup> Second SIH Request, paras 12-15, 16 (ii).