

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

Before: **Single Trial Judge**
Judge Christopher Gosnell

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Counsel for Isni Kilaj

Date: 17 December 2025

Language: English

Classification: Confidential, with confidential redacted Annex 1

Kilaj Request for Reclassification of “Corrected Version of ‘ANNEX 1 to Kilaj Further Submissions on Periodic Review of Detention’ (F00591-A01)” (F00594)

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I. INTRODUCTION

1. Pursuant to the Single Trial Judge's Order,¹ the Defence for Mr Isni Kilaj ("Defence") respectfully requests that its filing entitled "Corrected Version of 'ANNEX 1 to Kilaj Further Submissions on Periodic Review of Detention' (F00591-A01)"² ("F00594") be reclassified from confidential *ex parte* to public.

2. Annex 1 to this Request is the public redacted version of the Annex to F00594³ for which reclassification is sought in this request. For the purpose of this request, which is unavoidably classified as confidential, the redacted Annex 1 is also classified as confidential. However, the Defence has no objection to it being reclassified as public.

II. APPLICABLE LAW

3. Pursuant to Rule 82(5) of the Rules,⁴ where the basis for a filing's classification no longer exists, it may be reclassified by a Panel on request or *proprio motu*.

III. SUBMISSIONS

4. F00594, for which reclassification is sought by this Request, does not contain any confidential information which would justify maintaining its current classification of confidential *ex parte*. It bears this classification only by virtue of the Single Trial Judge's direction.

5. However, the Annex to F00594, the corrected version of "ANNEX 1 to Kilaj Further Submissions on Periodic Review of Detention",⁵ cannot be reclassified as

¹ Email to the Defence entitled "[Case 12] Reclassification order", 12 December 2025 at 16:45

² Corrected Version of "ANNEX 1 to Kilaj Further Submissions on Periodic Review of Detention" (F00591-A01), KSC-BC-2023-12/F00594, 2 December 2025, confidential *ex parte*.

³ ANNEX to Corrected Version of "ANNEX 1 to Kilaj Further Submissions on Periodic Review of Detention" (F00591-A01), KSC-BC-2023-12/F00594/A01, 2 December 2025, confidential *ex parte*.

⁴ Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, 2 June 2020 ("Rules").

⁵ Kilaj Further Submissions on Periodic Review of Detention, KSC-BC-2023-12/F00591/A01, 1 December 2025, confidential *ex parte*.

public because it contains confidential information. Accordingly, the Defence submits a confidential redacted version of the Annex to F00594 as an Annex to the present Request.

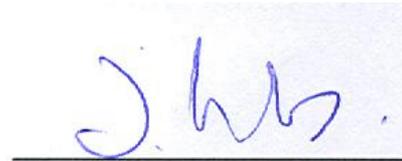
IV. CLASSIFICATION

6. Pursuant to paragraph 15 of the Order Regarding (Re)classification of Filings,⁶ and Rules 82(3), these submissions are confidential because they refer to a confidential order made by the Single Trial Judge. As mentioned above, the Defence does not oppose the reclassification of this request or the redacted Annex 1 to public.

Respectfully submitted,



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17 December 2025

The Hague, Netherlands

Word count: 382

⁶ Order Regarding (Re)classification of Filings, KSC-BC-2023-12/F00111, 14 January 2025, confidential