



SPECIALIST PROSECUTOR'S OFFICE
ZYRA E PROKURORIT TË SPECIALIZUAR
SPECIJALIZOVANO TUŽILAŠTVO

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 Prosecutor's Office

Date: 19 March 2025

Language: English

Classification: Public

Joint submission as to transcripts in the first evidentiary block

Specialist Prosecutor's Office

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1. Pursuant to the Decision on the Conduct of Proceedings,¹ having reviewed the trial hearing transcripts – *i.e.*, with a view to assessing whether: (i) any redactions can be lifted; or (ii) public reclassification can be implemented – and consulted with the Defence and the Registry, the Specialist Prosecutor’s Office (‘SPO’) offers this joint submission as to the first evidentiary block.
2. The SPO considers that Witness 7’s testimony, including open and private session portions, is appropriately classified as-is.² As for Witness 9, there was no private session testimony and no potential reclassification is implicated.³
3. Regarding Witness 8, and pending the admission of his evidence alongside a related consultation with his employer, the SPO is not currently in a position to propose the reclassification of his private session testimony.⁴ Following these threshold matters, the SPO will revisit this testimony vis-à-vis potential reclassification.
4. As to portions of the hearings when procedural or other incidental matters were addressed on the margins of witness testimony – including both open and private session – the SPO considers that they are appropriately classified as-is.⁵
5. Finally, the SPO submits that no redactions which were applied during this evidentiary block should be lifted.
6. In consultation with the Witness Protection and Support Office, said office confirmed that it had no further recommendation for any additional redactions or changes. Similarly, Specialist Counsel for Isni KILAJ and Hajredin KUÇI reviewed the SPO’s positions above and advised that they had no additional suggestions. Specialist Counsel for Hashim THAÇI and Fadil FAZLIU indicated that they take no position on this matter.

¹ Decision on the Conduct of Proceedings, KSC-BC-2023-12/F00642, 22 December 2025, para.13.

² See generally T.250 (27 February 2026) through T.489 (2 March 2026).

³ See generally T.661 (4 March 2026) through T.727 (5 March 2026).

⁴ See generally T.493 (3 March 2026) through T.656 (4 March 2026).

⁵ See: T.350-352 (2 March 2026); T.488-489 (2 March 2026); T.490-494 (3 March 2026); T.599-600 (3 March 2026); T.601-602 (4 March 2026); T.656-660 (4 March 2026); T.716-722 (4 March 2026); T.724-725 (5 March 2026); T.727-739 (5 March 2026).

Word count: 340



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Specialist Prosecutor

Thursday, 19 March 2026

At The Hague, the Netherlands