



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

In: KSC-BC-2020-05
Before: Pre-Trial Judge
Judge Nicolas Guillou
Registrar: Dr Fidelma Donlon
Filing Participant: Specialist Prosecutor
Date: 24 September 2020
Language: English
Classification: Strictly Confidential and *Ex Parte*

Request for reclassification

Specialist Prosecutor's Office

Jack Smith

1. On 12 June 2020, the Pre-Trial Judge confirmed¹ an indictment against Salih MUSTAFA.²
2. At that time, the Pre-Trial Judge also granted a request for non-disclosure of the confirmed indictment to the public, pending further order.³ The Specialist Prosecutor's Office ('SPO') hereby requests reclassification of the Redacted Confirmed Indictment as public immediately following Mr MUSTAFA's transfer by the Registrar to the Kosovo Specialist Chambers detention facilities in The Hague.
3. The SPO further confirms that it has no objection to the reclassification, as public, of the Arrest Warrant⁴ and Transfer Order.⁵ It is, however, noted that it may be appropriate for certain personal details to be redacted from any public versions of each of those documents.⁶
4. This filing is strictly confidential and *ex parte* in accordance with Rule 82(4).

Word count: 252



Jack Smith
Specialist Prosecutor

Thursday, 24 September 2020

At The Hague, the Netherlands

¹ Decision on the Confirmation of the Indictment Against Salih Mustafa, KSC-BC-2020-05/F00008, 12 June 2020, Strictly Confidential and *Ex Parte* ('Confirmation Decision').

² Submission of confirmed indictment, KSC-BC-2020-05/F00011, 19 June 2020, Strictly Confidential and *Ex Parte*, with strictly confidential annexes KSC-BC-2020-05/F00011/A01 ('Confirmed Indictment') and KSC-BC-2020-05/F00011/A02 ('Redacted Confirmed Indictment').

³ Confirmation Decision, KSC-BC-2020-05/F00008, para.163(f).

⁴ Arrest Warrant for Mr Salih MUSTAFA, KSC-BC-2020-05/F00009/A01, 12 June 2020 ('Arrest Warrant').

⁵ Order for Transfer to Detention Facilities of the Specialist Chambers, KSC-BC-2020-05/F00009/A01, 12 June 2020 ('Transfer Order').

⁶ See Arrest Warrant, KSC-BC-2020-05/F00009/A01, p.1 (indicating PIN and last known address); Transfer Order, KSC-BC-2020-05/F00009/A02, p.1 (also indicating PIN and last known address). Should the Pre-Trial Judge wish to reclassify the Confirmation Decision itself, the SPO requests the opportunity to propose certain further redactions.