



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

In: KSC-BC-2020-07
Specialist Prosecutor v. Hysni Gucati and Nasim Haradinaj

Before: **Single Judge Panel**
Judge Nicolas Guillou

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor

Date: 19 October 2020

Language: English

Classification: Confidential

Notice

Specialist Prosecutor's Office

Jack Smith

Counsel for Hysni Gucati

Jonathan Elystan Rees

Duty Counsel for Nasim Haradinaj

Bastiaan Martens

1. The Specialist Prosecutor's Office ('SPO') has indicated that it intends to file an indictment against Hysni GUCATI and Nasim HARADINAJ by 31 October 2020.¹
2. On 19 October 2020, pursuant to Articles 35(2) and 38(2) and (3) of the Law,² and Rule 62 of the Rules,³ the SPO offered Hysni GUCATI and Nasim HARADINAJ ('Suspects'), through their Specialist Counsels, the opportunity to each provide a statement to the SPO on 26 and 27 October 2020, respectively. The Suspects were informed that, if they choose not to attend such an interview, the SPO will not seek to compel their appearance.
3. The SPO has requested confirmation by Thursday 22 October 2020 whether or not Mr GUCATI and Mr HARADINAJ wish to avail themselves of that opportunity prior to submission of any indictment.
4. At this time, the SPO anticipates that it will be able to meet the timeline previously indicated for filing an indictment in these proceedings.⁴ However, the SPO hereby provides advance notice to the Single Judge that the outcome of the foregoing requests and any resulting interviews may impact on the anticipated timeline. As appropriate, the SPO will keep the Single Judge and Defence informed.
5. This filing is submitted as confidential in order to protect the integrity, security, and confidentiality of the SPO's investigations at this stage of proceedings. The filing should not be reclassified until the SPO confirms that related investigations have been fully concluded.

Word count: 298

¹ KSC-BC-2020-07 20201001 Transcript of First Appearance of Hysni Gucati, p.15. *See also* KSC-BC-2020-07 20200929 Transcript of First Appearance of Nasim Haradinaj, pp.12-13.

² Law No.05/L-053 on Specialist Chambers and Specialist Prosecutor's Office, 3 August 2015 ('Law').

³ Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, KSC-BD-03/Rev3/2020, 2 June 2020 ('Rules').

⁴ *See* para.1 above.



Jack Smith
Specialist Prosecutor

Monday, 19 October 2020
At The Hague, The Netherlands.