



KOSOVO SPECIALIST CHAMBERS
DHOMAT E SPECIALIZUARA TË KOSOVËS
SPECIJALIZOVANA VEÇA KOSOVA

In: KSC-BC-2020-06
**The Prosecutor v. Hashim Thaçi, Kadri Veseli, Rexhep Selimi
and Jakup Krasniqi**

Before: Pre-Trial Judge
Judge Nicolas Guillou

Registrar: Dr Fidelma Donlon

Date: 4 November 2020

Language: English

Classification: **Strictly Confidential and *Ex Parte***

Decision Authorising Delayed Service of the Corrected Redacted Indictment

Specialist Prosecutor

Jack Smith

THE PRE-TRIAL JUDGE,¹ pursuant to Article 39(3) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor's Office and Rule 87(1) of the Rules of Procedure and Evidence Before the Kosovo Specialist Chambers ("Rules"), hereby renders the following decision.

1. On 26 October 2020, the Pre-Trial Judge issued a decision confirming the indictment ("Confirmation Decision")² against Hashim Thaçi, Kadri Veseli, Rexhep Selimi, and Jakup Krasniqi (collectively, the "Accused") and issued arrest warrants and corresponding transfer orders for the Accused.³
2. On 30 October 2020, the Specialist Prosecutor's Office ("SPO") submitted, *inter alia*: (i) a further revised indictment ("Confirmed Indictment")⁴; and (ii) a redacted version of the Confirmed Indictment ("Redacted Indictment").⁵
3. On 4 November 2020, the SPO filed, *inter alia*, a Corrected Confirmed Indictment and a Corrected Redacted Indictment, rectifying clerical errors in previous versions thereof.⁶ The SPO requests, *inter alia*, the Pre-Trial Judge's authorisation that the Corrected Redacted Indictment be served on the Accused after the transfer of all four Accused to the detention facilities of the Specialist Chambers ("SC") in the Netherlands has taken place.⁷

¹ KSC-BC-2020-06, F00001, President, *Decision Assigning a Pre-Trial Judge*, 23 April 2020, public.

² KSC-BC-2020-06, F00026, Pre-Trial Judge, *Decision on the Confirmation of the Indictment Against Hashim Thaçi, Kadri Veseli, Rexhep Selimi and Jakup Krasniqi*, 26 October 2020, strictly confidential and *ex parte*.

³ KSC-BC-2020-06, F00027, Pre-Trial Judge, *Decision on Request for Arrest Warrants and Transfer Orders* ("Decision on Arrests and Transfers"), 26 October 2020, strictly confidential and *ex parte*, with Annexes 1-8, strictly confidential and *ex parte*. Corrected versions of Annexes 7 and 8 were filed on 28 October 2020 as F00027/A07/COR and F00027/A08/COR, respectively.

⁴ KSC-BC-2020-06, F00034/A01, *Indictment*, 30 October 2020, strictly confidential and *ex parte*.

⁵ KSC-BC-2020-06, F00034/A02, *Indictment*, 30 October 2020, strictly confidential and *ex parte*.

⁶ KSC-BC-2020-06, F00045, Specialist Prosecutor, *Submission of Corrected and Public Redacted Versions of Confirmed Indictment and Related Requests* ("Request for Delayed Service"), 4 November 2020, strictly confidential and *ex parte*, with Annexes 1-3, strictly confidential and *ex parte*.

⁷ Request for Delayed Service, para. 2.

4. The Pre-Trial Judge recalls that, pursuant to Rule 87(1) of the Rules, service of the indictment on an accused person shall take place without undue delay. Given the ongoing and imminent arrest and transfer operations involving all Accused, the Pre-Trial Judge authorises the service of the Corrected Redacted Indictment on the Accused upon completion of their transfer to the detention facilities of the SC, as requested by the SPO. This limited delay does not affect the Accused's right to receive the confirmed indictment without undue delay.

DISPOSITION

5. For the above reasons, the Pre-Trial Judge hereby:

AUTHORISES the service of the Corrected Redacted Indictment on the Accused after the transfer of all four Accused to the detention facilities of the Specialist Chambers in the Netherlands has taken place.



Judge Nicolas Guillou
Pre-Trial Judge

Dated this Wednesday, 4 November 2020

At The Hague, the Netherlands.