



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: Pre-Trial Judge
Judge Nicolas Guillou

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor

Date: 9 April 2021

Language: English

Classification: Confidential

Request for authorisation of non-standard redactions

with Strictly Confidential and *Ex Parte* Annex 1

Specialist Prosecutor's Office

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1. On 4 March 2021, pursuant to the Pre-Trial Judge's Decision,¹ the Specialist Prosecutor's Office ('SPO') disclosed to the Defence redacted records of SPO contacts with witnesses or potential witnesses who, during the contact, addressed the impact of the Accused's actions on them.² Additional records of a similar nature were subsequently identified, redacted, and disclosed on 17 March 2021,³ with the Pre-Trial Judge authorising the non-standard redactions applied thereto subsequent to such disclosure.⁴
2. The SPO has identified four additional records of a similar nature and, in the interest of the expeditiousness of the proceedings, applied redactions equivalent to those authorised in the Decision and disclosed such records to the Defence.⁵ For the same reasons set out in the Prosecution Submissions⁶ and the Decision,⁷ the SPO requests the Pre-Trial Judge to authorise the non-standard redactions applied as set out in Annex 1 to these submissions.
3. This filing is confidential in accordance with Rule 82(4) of the Rules.⁸ Annex 1 is strictly confidential and *ex parte* because it reveals the information which the SPO is seeking authorisation to redact.

¹ Decision on Non-Disclosure of Certain Witness Contacts, KSC-BC-2020-07/F00136, Confidential, 22 February 2021 ('Decision'), para.32.

² KSC-BC-2020-07, Disclosure 8.

³ KSC-BC-2020-07, Disclosure 13; *See also* Request for authorisation of non-standard redactions, KSC-BC-2020-07/F00155, Confidential, 17 March 2021.

⁴ KSC-BC-2020-07, Transcript, 30 March 2021, pp.214-215.

⁵ KSC-BC-2020-07, Disclosures 19, 20.

⁶ Prosecution request for non-disclosure of certain information pertaining to contacts with witnesses, KSC-BC-2020-07/F00107, Confidential, 29 January 2021 ('Prosecution Submissions').

⁷ Decision, KSC-BC-2020-07/F00136, paras 20-22, 24, 28; *See also* KSC-BC-2020-07, Transcript, 30 March 2021, pp.214-215.

⁸ Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, KSC-BD-03/Rev3/2020, 2 June 2020 ('Rules').

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At The Hague, the Netherlands.