

In: KSC-BC-2020-05
The Specialist Prosecutor v. Mr. Salih Mustafa

Before: Pre-Trial Judge
Judge Nicolas Guillou

Registrar: Dr Fidelma Donlon

Filing Participant: Defence

Date: 15 April 2021

Language: English

Classification: Confidential

Defence notice of alibi pursuant

to Rule 104 (1) (a)

with Annex A, B, C and D

Specialist Prosecutor's Office

Mr. Jack Smith

Counsel for the Accused

Mr. Julius von Bóné

I. The order of the Pre-Trial judge

1. The defence has taken note of the content of the Order of the Pre-Trial Judge regarding the notice of alibi as set forth in the Order of 5 March 2021, and pursuant to Rule 104 (1) (a).
2. The Accused, mr. Salih Mustafa, is accused of a number of crimes allegedly committed in 1999.
3. Mr. Mustafa has pleaded not guilty to each of the charges.
4. The defence notifies the SPO of its intent to rely on alibi, though not on alibi alone, as to contest each of the charges as set forth in the indictment.
5. He defence hereby files:
 - a. A confidential document in accordance with rule 104 (a) of the Rules broken down in the confidential Annexes A, B, C and D;
6. The defence's investigations are ongoing and some material in the Annexes may be expanded, modified, or adjusted though at this point that is not envisaged.

Word count: 163



Julius von Bóné
Defence Counsel

15 April 2021

Done at The Hague, the Netherlands