

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

Filing Participant: Defence Counsel for Jakup Krasniqi

Date: 5 May 2021

Language: English

Classification: Public

**Krasniqi Defence Joinder to
Veseli Defence Request for Word Limit Variation**

Specialist Prosecutor
Jack Smith

Counsel for Hashim Thaçi
David Hooper QC

Counsel for Kadri Veseli
Ben Emmerson QC

Counsel for Rexhep Selimi
David Young

Counsels for Jakup Krasniqi
Venkateswari Alagendra, Aidan Ellis

I. INTRODUCTION

1. The Defence for Jakup Krasniqi ("Defence") hereby join the Veseli Defence Request for Word Limit Variation, filed on 3 May 2021.¹ Considering the length and complexity of two of the responses filed by the Specialist Prosecutor's Office ("SPO") to the Defence's preliminary motions, namely the Consolidated Prosecution Response to Thaçi, Selimi, and Krasniqi Preliminary Motions on the Form of the Indictment, KSC-BC-2020-06/F00258,² and the Consolidated Prosecution Response to Preliminary Motions Challenging Joint Criminal Enterprise (JCE), KSC-BC-2020-06/F00263,³ the Defence support the request for a variation of word limit.

II. SUBMISSIONS

2. The Defence note that following a request submitted by the SPO,⁴ a substantial extension of the usual word limit⁵ was granted for the Consolidated Prosecution Response to Preliminary Motions Challenging Joint Criminal Enterprise (JCE), specifically an extension up to 24,000 words.⁶ As submitted by the Veseli Defence, the SPO's response spans 67 pages in length and over 23,800 words. Further, the Consolidated Prosecution Response to Thaçi, Selimi, and Krasniqi Preliminary Motions on the Form of the Indictment amounts to 27 pages and 8,963 words. In light of the length and complexity of the SPO's responses, the Defence submit that the usual

¹ KSC-BC-2020-06, F00272, Veseli Defence, *Veseli Defence Request for Word Limit Variation* ("Veseli Defence Request"), 3 May 2021, public.

² KSC-BC-2020-06, F00258, Specialist Prosecutor, *Consolidated Prosecution Response to Thaçi, Selimi, and Krasniqi Preliminary Motions on the Form of the Indictment*, 23 April 2021, public.

³ KSC-BC-2020-06, F00263, Specialist Prosecutor, *Consolidated Prosecution Response to Preliminary Motions Challenging Joint Criminal Enterprise (JCE)*, 23 April 2021, public.

⁴ KSC-BC-2020-06, F00248, Specialist Prosecutor, *Prosecution Request for Extension of Word Limit on Preliminary Motions Responses*, 15 April 2021, public, para. 2.

⁵ According to Article 42 of the Registry's Practice Direction on Files and Filings before the Kosovo Specialist Chambers ("Practice Direction"), "[a]ny preliminary motion submitted pursuant to Rule 97 of the Rules and response thereto shall each not exceed 9,000 words".

⁶ KSC-BC-2020-06, F00250, Pre-Trial Judge, *Decision on Prosecution Request for Extension of the Word Limit*, 16 April 2021, public, para. 7.

word limit accorded for a reply⁷ would not suffice and that a request for word limit variation is appropriate.

III. CONCLUSION

3. Accordingly, the Defence join the Veseli Defence Request and respectfully request the Pre-Trial Judge to:-

- a. grant an extension of 4,000 words for its reply to SPO response KSC-BC-2020-06/F00258;
- b. grant an extension of 4,000 words for its reply to SPO response KSC-BC-2020-06/F00263.

Word count: 419



Venkateswari Alagendra

Wednesday, 5 May 2021
Kuala Lumpur, Malaysia.



Aidan Ellis

Wednesday, 5 May 2021
London, United Kingdom.

⁷ According to Article 42 of the Practice Direction, "[a]ny reply to such response shall not exceed 3,000 words".