

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: 12 May 2021

Language: English

Classification: Public

Krasniqi Defence Notification

Pursuant to Decision KSC-BC-2020-06/F00206

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. RELEVANT PROCEDURAL BACKGROUND

1. In the Decision on the Joint Defence Request for Extension of Time Limit, the Pre-Trial Judge varied the time limit for the Defence “to make their respective submissions on whether reasons for the continued detention of the Accused still exist” within ten days of being notified of the decision of the Court of Appeals Panel on their pending appeals.¹

2. On 30 April 2021, the Appeals Panel denied Mr. Jakup Krasniqi’s appeal on interim release.² Since the decision was notified on Friday 30 April 2021, the Defence for Mr. Jakup Krasniqi (“Defence”) understands that the ten day deadline for the Defence to make submissions on detention review expires on 12 May 2021 as provided by Rule 9(3) of the Rules of Procedure and Evidence before the Kosovo Specialist Chambers (“Rules”).

II. NOTIFICATION

3. The Defence hereby respectfully notifies the Pre-Trial Judge that, without prejudice to any future application for interim release, it will not make submissions on detention review at this stage.

4. Pursuant to Rule 57(2) of the Rules, detention on remand shall be reviewed “upon the expiry of two (2) months from the last ruling on detention [...] or at any time upon request by the accused [...] where a change in circumstances since the last review has occurred”. For the avoidance of the doubt, the Defence reserve the right to request that the Pre-Trial Judge review the detention of Mr. Krasniqi in due course or to make further submissions in relation to future reviews of Mr. Krasniqi’s detention.

¹ KSC-BC-2020-06, F00206, Pre-Trial Judge, *Decision on Joint Defence Request for Extension of Time Limit*, 24 February 2021, public, para. 6.

² KSC-BC-2020-06, IA002/F00005, Court of Appeals Chamber, *Decision on Jakup Krasniqi’s Appeal Against Decision on Interim Release*, 30 April 2021, confidential.

Word count: 296



Venkateswari Alagenda

Wednesday, 12 May 2021
Kuala Lumpur, Malaysia.



Aidan Ellis

Wednesday, 12 May 2021
London, United Kingdom.