



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

Before: **Trial Panel I**
Judge Mappie Veldt-Foglia, Presiding Judge
Judge Rolland Dekkers
Judge Gilbert Bitti
Judge Vladimir Mikula, Reserve Judge

Registrar: Dr Fidelma Donlon

Filed by: Dr Fidelma Donlon

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Registry Submission Pursuant to the Decision on the Appointment of Expert(s)

with confidential and *ex parte* Annexes 1-3

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1. Pursuant to the Decision on the Appointment of Expert(s) ('Decision'),¹ the Victims' Participation Office ('VPO') of the Registry hereby submits the requested list of experts.

I. PROCEDURAL HISTORY

2. On 30 April 2021, the Pre-Trial Judge issued the Second Decision on Victims' Participation, admitting five victims to participate in this case and grouping them in a single group for the purpose of common representation, Group 1.²

3. On 7 May 2021, the Registrar assigned Victims' Counsel to the participating victims,³ and the Pre-Trial Judge transmitted the case file to Trial Panel I.⁴

4. On 20 May 2021, Trial Panel I issued the Decision on the Appointment of Expert(s), instructing VPO to submit by Friday, 4 June 2021, a list of three relevant experts, with an outline of their qualifications, who could prepare a report on the possibility for victims to claim reparations before the national courts in Kosovo.⁵

5. On 21 May 2021, Trial Panel I issued the Third Decision on Victims' Participation, admitting four additional victims to participate in the case and grouping them with the other admitted victims in Group 1.⁶

II. SUBMISSION

6. With this filing, the VPO submits to Trial Panel I the list of three relevant experts who sufficiently meet the requirements as set out in the Decision.⁷

¹ KSC-BC-2020-05, F00124, Trial Panel I, Decision on the Appointment of Expert(s), 20 May 2021, public.

² F00105/RED, Pre-Trial Judge, Public Redacted Version of Second Decision on Victims' Participation, 30 April 2021, public.

³ F00117, Registrar, Notification of Assignment of Victims' Counsel to Group 1 of Victims Participating in the Proceedings, 7 May 2021, public.

⁴ F00119, Pre-Trial Judge, Decision Transmitting the Case File to Trial Panel I, 7 May 2021, public.

⁵ See Decision, para. 22.

⁶ F00126/RED, Trial Panel I, Public Redacted Version of Third Decision on Victims' Participation, 21 May 2021, public.

⁷ See Decision, para. 22.

7. As regards the process of finding suitable candidates with the knowledge and experience requirements specified in the Decision, VPO contacted a number of lawyers, jurists, experts and organizations in Kosovo.

8. Following those consultations, VPO has identified three proposed experts, all of whom are available on short notice. They are familiar with the relevant legal issues and have extensive knowledge of the functioning of the Kosovo judicial system and its potential challenges. Their experience and qualifications are described in detail in the Annexes.

III. CLASSIFICATION

9. This submission is filed as public, whereas the Annexes are filed as confidential and *ex parte* to be distributed to the Defence, Victims' Counsel, and the Head of VPO only,⁸ as they contain personal information of the three proposed experts.

Word count: 457



Dr Fidelma Donlon
Registrar

Friday, 4 June 2021
At The Hague, the Netherlands

⁸ See Decision, para. 17 (noting that the Defence and Victims' Counsel are understood to be the "Parties" in the context of reparations proceedings).