

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: 22 June 2021

Language: English

Classification: Public

Krasniqi Defence Response
to Prosecution Request for Extension of Time Limit
to Provide its Rule 102(3) Notice

Specialist Prosecutor

Jack Smith

Counsel for Victims

Simon Laws QC

Counsel for Hashim Thaçi

Gregory Kehoe

Counsel for Kadri Veseli

Ben Emmerson QC

Counsel for Rexhep Selimi

David Young

Counsels for Jakup Krasniqi

Venkateswari Alagendra, Aidan Ellis

1. On 18 June 2021, the Specialist Prosecutor's Office ("SPO") filed its Prosecution Request for Extension of Time Limit to Provide its Rule 102(3) Notice, seeking to extend the deadline for the SPO to provide the Rule 102(3) Notice to the Defence until 30 July 2021.¹

2. Just eight days earlier, on 10 June 2021, in opposing the submissions of the Defence for Mr. Krasniqi ("Defence") about the likely duration and disproportionality of pre-trial detention, the SPO had submitted that there was no indication that the SPO had been "dilatatory" and that trial preparations were "proceeding in an expeditious manner".² At the time of making those submissions, it must have already been apparent to the SPO that it was unable to meet the current deadline for providing the Rule 102(3) Notice³ and would need to seek a five week extension. Perhaps the SPO did not want to draw attention to this forthcoming extension request, because it so clearly supports the Defence submission that the likely start date of trial is many months away.

3. In any event, considering the scale of the case and in the interests of comity, the Defence do not oppose the requested extension, and would seek an equivalent adjustment to the deadline for the Defence to request Rule 102(3) materials (as the SPO has already anticipated).⁴

Word count: 291

¹ KSC-BC-2020-06, F00356, Specialist Prosecutor, *Prosecution Request for Extension of Time Limit to Provide its Rule 102(3) Notice* ("SPO Request"), 18 June 2021, public, paras 1, 6.

² KSC-BC-2020-06, F00345/RED, Specialist Prosecutor, *Public Redacted Version of Prosecution Response to Krasniqi Defence Submissions on Detention Review*, 14 June 2021, public, para. 21.

³ KSC-BC-2020-06, Revised Transcript of Hearing, 24 March 2021, public, p. 390, line 17 to p. 391, line 10.

⁴ SPO Request, para. 7.



Venkateswari Alagenda

Tuesday, 22 June 2021
Kuala Lumpur, Malaysia.



Aidan Ellis

Tuesday, 22 June 2021
London, United Kingdom.