

In: KSC-BC-2020-07

The Prosecutor v. Hysni Gucati and Nasim Haradinaj

Before: Trial Panel II

Judge Charles L. Smith III, Presiding Judge

Judge Christophe Barthe

Judge Guénaël Mettraux

Judge Fergal Gaynor, Reserve Judge

Registrar: Dr Fidelma Donlon

Filing Participant: Specialist Counsel for Hysni Gucati

Date: 2 September 2021

Language: English

Classification: Confidential

**Application for Reclassification of Annex 2 of the Written Submissions on behalf
of Hysni Gucati for the Trial Preparation Conference and Related Matters**

Specialist Prosecutor

Jack Smith

Counsel for Hysni Gucati

Jonathan Elystan Rees QC

Huw Bowden

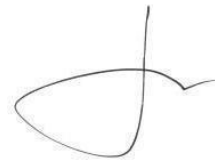
Counsel for Nasim Haradinaj

Toby Cadman

Carl Buckley

1. In accordance with Articles 21(2) and 39(6) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor's Office and Rule 82(5) of the Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, the Defence hereby requests that Annex 2 of the Written Submissions on behalf of Hysni Gucati for the Trial Preparation Conference and Related Matters¹ is reclassified as public (the "Request").
2. The Request is made on the basis that (i) the document contained in the Annex is a translation of an article available on the internet and (ii) the SPO's acknowledgment on 1 September 2021 that "a media article or video taken from open source is not going to have a confidential classification"².

Word count: 159 words



JONATHAN ELYSTAN REES QC

Specialist Counsel for Mr Gucati

HUW BOWDEN

Specialist Co-Counsel for Mr Gucati

¹ *Annex 2 of the Written Submissions on behalf of Hysni Gucati for the Trial Preparation Conference and Related Matters with Confidential Annexes 1 and 2, F00288/A02, 27 August 2021*

² *Transcript of Trial Preparation Conference, 1 September 2021, page 429, lns 12-14*

2 September 2021

Cardiff, UK