

In: KSC-BC-2020-06
Specialist Prosecutor v. Hashim Thaçi, Kadri Veseli, Rexhep Selimi and Jakup Krasniqi

Before: **Pre-Trial Judge**
Judge Nicolas Guillou

Registrar: Dr Fidelma Donlon

Filing Participant: Counsel for Kadri Veseli

Date: 10 October 2021

Language : English

Classification : Public

Veseli Defence Observations Pursuant to Order of 8 October 2021 (F00514)

Specialist Prosecutor's Office
Jack Smith

Counsel for Hashim Thaçi
Gregory Kehoe

Counsel for Kadri Veseli
Ben Emmerson

Counsel for Victims
Simon Laws

Counsel for Rexhep Selimi
David Young

Counsel for Jakup Krasniqi
Venkateswari Alagendra

1. The Defence for Mr Kadri Veseli (“Defence”) files these observations in compliance with the Pre-Trial Judge’s Order of 8 October 2021 seeking observations on the timeline for Detention review.¹
2. In his Order of 8 October 2021, the Pre-Trial Judge provided the Defence with the following three options² regarding the timeline of the next Detention review, in light of the Appeals Chamber’s recent ruling³ on Detention review:
 - (a) have the detention of the Accused reviewed following the schedule previously set by the Pre-Trial Judge and recalled in paragraph 3 above;
 - (b) have the detention of the Accused reviewed together with the Pre-Trial Judge’s reconsideration of the Detention Decisions in light of the directions of the Court of Appeals Panel, in one consolidated decision. In this case, the schedule recalled in paragraph 3 will remain in place. In addition, should the Parties wish to make observations on the Kosovo Police’s submissions, the Specialist Prosecutor is expected to do so within five days of notification of the English translation of said submissions and the Defence within three days of notification of the Specialist Prosecutor’s observations; or
 - (c) postpone the next review of detention until two months after the Pre-Trial Judge has reconsidered the Detention Decisions, in which case, a new schedule for submissions will be set in the forthcoming detention decisions. Should the Defence prefer this option, they are required to confirm that the Accused waive their right to have the detention reviewed on a two-monthly basis in the interim.
3. Paragraph 3 of the Order set out the previously-agreed timetable for detention review, whereby the Defence undertook to file submissions on Detention review within ten days of the judgment of the Court of Appeals Panel on the first Detention review.⁴

¹ F00514, Order Seeking Observations from the Defence on the Timeline for the Next Review of Detention, 8 October 2021 (“Order of 8 October 2021”).

² Order of 8 October 2021, para. 6.

³ IA008/F00004/RED, Public Redacted Version of Decision on Kadri Veseli’s Appeal Against Decision on Review of Detention, 1 October 2021, paras 53-54.

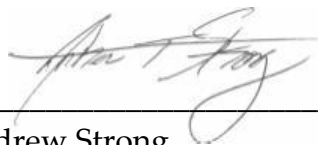
⁴ Order of 8 October 2021, para. 3; F00429, Veseli Defence Request with Respect to the Second Detention Review, 9 August 2021.

4. The Defence for Mr Veseli hereby indicates its preference for Option A and accordingly undertakes to file its observations by **13 October 2021**.

Word Count: 387



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