

**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 Nasim Haradinaj

**Date:** 13 October 2021

**Language:** English

**Classification:** Public

---

**Notice of the Time Estimate for Cross-examination of W0481 and W0482**

---

**Specialist Prosecutor**

Jack Smith

**Counsel for Nasim Haradinaj**

Toby Cadman

Carl Buckley

**Counsel for Hysni Gucati**

Jonathan Elystan Rees QC

Huw Bowden

## I. SUBMISSIONS

1. Pursuant to the Order on the Conduct of Proceedings<sup>1</sup>, in relation to the Prosecution Submission of Weekly List of Witnesses<sup>2</sup>:
  - a. The Defence notes that the SPO estimates it will take 10 hours for the direct examination of W0481;<sup>3</sup>
  - b. The Defence notes that the SPO estimates it will take 4 hours for the direct examination of W0482;<sup>4</sup>
  - c. The Defence notes that there are anticipated issues as to the admissibility of extensive parts of the proposed testimony of both witnesses which will arise during examination;
  - d. The Defence notes that there are outstanding disclosure issues to be resolved; and

---

<sup>1</sup> Annex to Order on the Conduct of Proceedings, KSC-BC-2020-07/F00314/A01, 17 September 2021, paragraph 66

<sup>2</sup> Prosecution Submission of Weekly List of Witnesses with Confidential Annex 1, KSC-BC-2020-07/F00357, 11 October 2021

<sup>3</sup> Annex 1 to Prosecution Submission of List of Anticipated Witnesses, KSC-BC-2020-07/F00347/A01, 1 October 2021, page 2

<sup>4</sup> Ibid, page 3

- e. The Defence confirms that defence counsel from both defence teams have consulted with each other and provide a joint time estimate for cross examination accordingly.
2. In the above circumstances, the Defence estimate the following total times to be set aside for cross-examination by both defence teams:
    - a. W04841 – up to 5 days
    - b. W0482 – up to 2 days
    - c. W0482 will not be required before the week commencing 25 October 2021.

## II. CLASSIFICATION

3. This filing is classified as public.

Word count: 344 words



**Toby Cadman**

**Specialist Counsel**



**Carl Buckley**

**Specialist Co-Counsel**

