



KOSOVO SPECIALIST CHAMBERS
DHOMAT E SPECIALIZUARA TË KOSOVËS
SPECIJALIZOVANA VEÇA KOSOVA

File number: KSC-BC-2020-07/IA007

Before: The President of the Specialist Chambers
Judge Ekaterina Trendafilova

Registrar: Fidelma Donlon

Date: 5 January 2022

Language: English

Classification: Confidential

Decision Assigning a Court of Appeals Panel

Judges of the Court of Appeals Panel:

Judge Michèle Picard

Judge Kai Ambos

Judge Nina Jørgensen

Specialist Prosecutor's Office:

Jack Smith

Counsel for Hysni Gucati:

Jonathan Elystan Rees

Counsel for Nasim Haradinaj:

Toby Cadman

THE PRESIDENT of the Specialist Chambers (“President”), noting Articles 33(1)(c), 41(10) and 45(2) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor’s Office (“Law”), Rules 58, 82(4), 169 and 170(1) of the Rules of Procedure and Evidence before the Kosovo Specialist Chambers (“Rules”) and Rules 3 and 4 of the Rules on Assignment of Specialist Chambers Judges from the Roster of International Judges (“Rules on Assignment”), herewith assigns a Court of Appeals Panel to decide the “Appeal against Decision F00507 Denying Provisional Release of Nasim Haradinaj” (“Appeal”).¹

I. PROCEDURAL BACKGROUND

1. On 21 December 2021, Trial Panel II rendered the “Decision on Review of Detention of Nasim Haradinaj”, wherein the Panel ordered, *inter alia*, Mr Haradinaj’s continued detention.²

2. On 31 December 2021, Mr Haradinaj filed the Appeal.³

II. CLASSIFICATION

3. The Appeal is classified as confidential and the present decision will therefore bear the same classification in accordance with Rule 82(4) of the Rules, until it is reclassified in due course consistent with Rule 3(4) of the Rules on Assignment.

III. ASSIGNMENT

4. At the outset, the President observes that Mr Haradinaj addresses his filing to the Court of Appeals Panel, which has not been assigned yet. In this respect, the President wishes to point out that any appeal to be filed must be addressed to the President,

¹ IA007/F00001, Appeal against Decision F00507 Denying Provisional Release of Nasim Haradinaj, 31 December 2021 (confidential).

² F00507/RED, Public Redacted Version of Decision on Review of Detention of Nasim Haradinaj, 21 December 2021, para. 12. The original confidential version was filed on same date.

³ See generally Appeal.

who then is responsible for assigning a Court of Appeals Panel pursuant to Article 33(1)(c) of the Law and Rule 169 of the Rules. Once assigned, the Court of Appeals Panel shall be seised of all the appeal related proceedings including deciding the Appeal *sub judice*.

5. Having considered the criteria set forth in Rule 4(2) of the Rules on Assignment, including relevant experience and expertise as well as availability at this time,

THE PRESIDENT HEREBY ASSIGNS:

Judge Michèle Picard

Judge Kai Ambos

Judge Nina Jørgensen

to the Court of Appeals Panel to decide on the Appeal.

A handwritten signature in blue ink, appearing to read 'E. Trendafilova', written over a horizontal line.

**Judge Ekaterina Trendafilova,
President of the Specialist Chambers**

Dated this Wednesday, 5 January 2022
At The Hague,
The Netherlands