

**ANNEX 1 to  
Constitutional Referral by Kadri Veseli Against  
“Decision on Appeals Against ‘Decision on Motions Challenging the  
Jurisdiction of the Specialist Chambers’”**

Public

## TABLE OF AUTHORITIES

1.	Kosovo, <a href="#">Constitution of the Republic of Kosovo</a> , June 2008.
2.	Yugoslavia, <a href="#">Constitution of the Federal Republic of Yugoslavia</a> , February 1974.
3.	Yugoslavia, <a href="#">Criminal Code of the Socialist Federal Republic of Yugoslavia</a> , 1976.
4.	IA009/F00030, <a href="#">Decision on Appeal Against 'Decision on Motions Challenging the Jurisdiction of the Specialist Chambers'</a> , 23 December 2021.
5.	IA013/F00005, <a href="#">Veseli Defence Appeal Against Decision on Motions Challenging Violations of Certain Constitutional Rights of the Accused (F00450)</a> , 15 November 2021.
6.	IA009/F00026, <a href="#">Veseli Defence Reply to SPO Response (KSC-BC-2020 06/IA009/F00020)</a> , 18 October 2021.
7.	IA009/F00010, <a href="#">Veseli Defence Appeal against Decision on Motions Challenging the Jurisdiction of the Specialist Chambers</a> , 27 August 2021.
8.	F00412, <a href="#">Decision on Motions Challenging the Jurisdiction of the Specialist Chambers</a> , 22 July 2021.
9.	F00311, <a href="#">Veseli Defence Reply to Prosecution Response to the Preliminary Motion of the Defence of Kadri Veseli to Challenge the Jurisdiction of the KSC (Customary International Law)</a> , 17 May 2021.
10.	F00223, <a href="#">Preliminary motion of the Defence of Kadri Veseli to Challenge the Jurisdiction of the KSC</a> , 15 March 2021.
11.	F00342, <a href="#">Veseli Defence Response to Prosecution Sur-Reply</a> , 4 June 2021.
12.	KSC-CC-2019-05/F00012, <a href="#">Decision on the referral of Mahir Hasani concerning Prosecution Order of 20 December 2018</a> , 20 February 2019.
13.	ICTY, <i>Prosecutor v. Zlatko Aleksovski</i> , IT-95-14/1-T, <a href="#">Judgement</a> , 25 June 1999.
14.	ECCC, <a href="#">Decision on Ieng Sary's Appeal Against the Closing Order</a> , 11 April 2011.
15.	STL, <a href="#">Interlocutory Decision on the Applicable Law</a> , 16 February 2011.
16.	ECHR, <i>Aleksandr Aleksandrov v. Russia</i> , App. no. 14431/06, <a href="#">Judgment</a> , 27 March 2018.

17.	Maktouf and Damjanović v. Bosnia and Herzegovina, GC, nos. 2312/08 and 34179/08, <a href="#">Judgment</a> , 13 July 2013.
18.	ECHR, Šimšić v. Bosnia and Herzegovina, no. 51552/10, <a href="#">Decision</a> , 10 April 2012.
19.	ECHR, Stummer v. Austria, App. no. 37452/02, <a href="#">Judgment</a> , 7 July 2011.
20.	ECHR, Maggio et al. v. Italy, Case nos 46286/09, 52851/08, 53727/08, 54486/08 and 56001/08, <a href="#">Judgment</a> , 31 May 2011.
21.	ECHR, Kiyutin v. Russia, App. no. 2700/10, <a href="#">Judgment</a> , 10 March 2011.
22.	ECHR, Clift v. UK, App. no. 7205/07, <a href="#">Judgment</a> , 13 July 2010.
23.	ECHR. Kononov v. Latvia, no. 36376/04, <a href="#">Judgment</a> , 17 May 2010.
24.	ECHR, Carson et al v. UK, App no. 42184/05, [GC], <a href="#">Judgment</a> , 16 March 2010.
25.	ECHR, Danilenkov et al. v. Russia, App. no. 67336/01, <a href="#">Judgment</a> , 30 July 2009.
26.	ECHR, Beian v. Romania, App. no. 30658/05, <a href="#">Judgment</a> , 6 December 2007.
27.	ECHR, Penart v. Estonia, no. 14685/04, <a href="#">Decision</a> , 24 January 2006.
28.	ECHR, Timishev v. Russia, Apps. No 55762/00 55974/00, <a href="#">Judgment</a> , 13 December 2005.
29.	ECHR, S.W. v the United Kingdom, no. 20166/92, <a href="#">Judgment</a> , 22 November 1995
30.	<a href="#">Joint Concurring Opinion of Judges Bajram Ljatić, Safet Hoxha and Radomir Laban in Case No. KI230/19</a> , 8 January 2021.
31.	Constitutional Court, <a href="#">Judgment in Case No. KO54/20</a> , 6 April 2020.
32.	Constitutional Court, Case No. KO 43/19, <a href="#">Judgment</a> , 27 June 2019.
33.	Supreme Court of Kosovo (UNMIK), <a href="#">Case no. AP-KZNO.80/2004</a> , Prosecutor v. Besovic, 7 September 2004.
34.	Supreme Court of Kosovo (UNMIK), <a href="#">Case no. AP –Kz. No. 186/03</a> , Prosecutor v. Vuckovic, 15 July 2004.
35.	Supreme Court of Kosovo (UNMIK), <a href="#">Case no. AP–KZ230/2003</a> , Prosecutor v. Kolasinac, 5 August 2004.
36.	Serbian Constitutional Court, <a href="#">Case No. Uz-11470/2017</a> .

37.	Appellate Court of Montenegro, case Kž-S 1/2012, <a href="#">Judgment</a> , 22 March 2012 (“Bukovica case”).
38.	ICRC, Third Geneva Convention on the Treatment of Prisoners of War, <a href="#">2020 Commentary</a> .
39.	UNHRC, CCPR <a href="#">General Comment No. 26: Continuity of Obligations</a> , CCPR/C/21/Rev.1/Add.8/Rev.1, 8 December 1997.
40.	Humanitarian Law Center Kosovo, <a href="#">An overview of war crime trials in Kosovo 1999-2018</a> .
41.	Antonio Cassese, International Criminal Law, p. 80, 2003-2013 Edition.
42.	M. Kamminga, “ <a href="#">State Succession in Respect of Human Rights Treaties</a> ”, (1996) 7 European Journal of International Law (1996)
43.	<a href="#">Vienna Convention on State Succession in Respect of Treaties</a> , 1978.