



KOSOVO SPECIALIST CHAMBERS
DHOMAT E SPECIALIZUARA TË KOSOVËS
SPECIJALIZOVANA VEÇA KOSOVA

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

Before: Pre-Trial Judge
Judge Nicolas Guillou

Registrar: Dr Fidelma Donlon

Date: 7 April 2022

Language: English

Classification: Public

Decision on Veseli Request for Extension of Time Limit

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THE PRE-TRIAL JUDGE,¹ pursuant to Article 41(10) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor's Office ("Law"), and Rules 9(5)(a) and (6) and 57(2) of the Rules of Procedure and Evidence Before the Kosovo Specialist Chambers ("Rules"), hereby renders this decision.

I. PROCEDURAL BACKGROUND AND SUBMISSIONS

1. On 23 November 2021, the Pre-Trial Judge ordered Kadri Veseli's ("Mr Veseli") continued detention ("Detention Decision").² In the Detention Decision, the Pre-Trial Judge ordered Mr Veseli, if he so wished, to file submissions on the next review of detention by no later than 17 December 2021.³

2. On 15 December 2021, the Pre-Trial Judge extended the time limit for Mr Veseli to provide submissions on the next review of detention to no later than 10 days after notification of the decision of the Court of Appeals on his pending appeal against the Detention Decision.⁴

3. On 31 March 2022, the Court of Appeals rendered its decision on Mr Veseli's appeal of the Detention Decision ("Appeals Decision on Continued Detention").⁵

4. On 6 April 2022, the Defence for Mr Veseli requested that the Pre-Trial Judge further vary the time limit for filing submissions on the review of detention to

¹ KSC-BC-2020-06, F00001, President, *Decision Assigning a Pre-Trial Judge*, 23 April 2020, public.

² KSC-BC-2020-06, F00576, Pre-Trial Judge, *Decision on Remanded Detention Review Decision and Periodic Review of Detention of Kadri Veseli*, 23 November 2021, confidential. A public redacted version was filed on 8 December 2021, F00576/RED.

³ Detention Decision, para. 113(e).

⁴ KSC-BC-2020-06, Transcript of Hearing, 15 December 2021, public, p. 763, lines 8-25, p. 764, lines 1-3.

⁵ KSC-BC-2020-06, IA014/F00008, Court of Appeals Panel, *Decision on Kadri Veseli's Appeal Against Decision on Remanded Detention Review and Periodic Review of Detention*, 31 March 2022, confidential. A public redacted version was filed the same day, IA014/F00008/RED.

22 April 2022 in order to have sufficient time to assess its position in light of the multitude of issues decided by the Court of Appeals Panel (“Request”).⁶

II. APPLICABLE LAW

5. Pursuant to Rule 9(5)(a) of the Rules, the Pre-Trial Judge may *proprio motu* or upon showing of good cause reduce any time limit prescribed by the Rules or set by the Panel.

6. Pursuant to Rule 9(6) of the Rules, where no prejudice is caused to the opposing Party, a motion for variation of time may be disposed of without giving the opposing Party the opportunity to be heard.

7. Article 41(10) of the Law and Rule 57(2) of the Rules provide that, upon expiry of two (2) months from the last ruling on detention on remand, the Pre-Trial Judge or Panel seized with the case shall examine whether reasons for detention on remand still exist and render a ruling by which detention on remand is extended or terminated.

III. DISCUSSION

8. The Pre-Trial Judge notes that Mr Veseli has already waived his right to have his detention reviewed before the expiry of the two-month time limit set out in Article 41(10) of the Law and Rule 57(2) of the Rules.⁷ The Pre-Trial Judge further notes that the Defence for Mr Veseli has corresponded with the Specialist Prosecutor’s Office, and it has indicated that it does not oppose the Request.⁸ In this context, the Pre-Trial Judge considers that Mr Veseli’s submissions on

⁶ KSC-BC-2020-06, F00760, Specialist Counsel, *Veseli Defence Request for Variation of Time Limit with Respect to Submissions on Continued Detention*, 6 April 2022, public.

⁷ Request, para. 4.

⁸ Request, para. 5.

detention would benefit from further analysis of the issues decided in the Appeals Decision on Continued Detention and accordingly finds that good cause has been shown, warranting the requested extension of time.

IV. DISPOSITION

9. For the above-mentioned reasons, the Pre-Trial Judge hereby:

- a. **GRANTS** the Request; and
- b. **ORDERS** Mr Veseli to provide submissions on whether reasons for continued detention still exist by no later than **Friday, 22 April 2022**, with responses and replies following the timeline set out in Rule 76 of the Rules.



Judge Nicolas Guillou
Pre-Trial Judge

Dated this Thursday, 7 April 2022
At The Hague, the Netherlands.