

Annex 2 to

Gucati Appeal Brief

Pursuant to

Rule 179(1) of the Rules of Procedure and Evidence before the Kosovo Specialist
Chambers (“Rules”)

Public

EXAMPLES OF “THREAT” KCC

Article 114, 118, 247(3) KCC – use of violence or threat of violence

Article 158(1), 160(2.1), 161(2.1) KCC – by force or threat thereof

Article 160(2.7) KCC – threat to perform an act of violence against a person on board a ship (Article 160(2.2)) or to destroy or cause damage to a ship (Article 160(2.3)) or to place a device on a ship which is likely to destroy or cause damage to a ship (Article 160(2.4))

Article 161(2.5) KCC – threat to perform an act of violence against a person on board a fixed platform (Article 161(2.2)) or to destroy or cause damage to a fixed platform (Article 161(2.3))

Article 167(4) KCC – serious threat to kill an internationally protected person (Article 167(1)) or kidnap or attack the person or liberty of the person (Article 167(2)) or engage in a violent attack on premises or transport (Article 167(3))

Article 168(4) KCC – serious threat to kill UN personnel (Article 168(1)) or kidnap or attack the person or liberty of the person (Article 168(2)) or engage in a violent attack on premises or transport (Article 168(3))

Article 169 KCC – threat to kill, injure or keep a person hostage

Article 171 KCC – threaten to use nuclear material to cause death or serious injury or to commit theft or robbery of nuclear material or to direct an act against a nuclear facility where the offender intentionally causes or where he knows the act is likely to cause death or serious injury to any person or substantial damage to property or the environment by exposure to radiation or release of radioactive substances

Article 181 KCC – serious threat to harm another person

Article 227(3.2) and 229(2.2) KCC – threat of an imminent danger to the life or body of a person