



KOSOVO SPECIALIST CHAMBERS  
DHOMAT E SPECIALIZUARA TË KOSOVËS  
SPECIJALIZOVANA VEÇA KOSOVA

**In:** **KSC-CA-2022-01**

**Before:** **A Panel of the Court of Appeals Chamber**  
Judge Michèle Picard  
Judge Kai Ambos  
Judge Nina Jørgensen

**Registrar:** Fidelma Donlon

**Date:** 13 September 2022

**Original language:** English

**Classification:** **Public**

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**Public Redacted Version of Decision on Gucati's Fourth Request for  
Temporary Release on Compassionate Grounds**

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Jack Smith

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Jonathan Elystan Rees

**Counsel for Nasim Haradinaj:**  
Toby Cadman

**THE PANEL OF THE COURT OF APPEALS CHAMBER** of the Kosovo Specialist Chambers (“Court of Appeals Panel” or “Panel” and “Specialist Chambers”, respectively),<sup>1</sup> acting pursuant to Article 33(1)(c) of the Law on Specialist Chambers and Specialist Prosecutor’s Office (“Law”) and Rule 172 of the Rules of Procedure and Evidence (“Rules”), is seised of a request filed on 10 September 2022 by Mr Hysni Gucati (“Request” and “Gucati”, respectively).<sup>2</sup>

## I. BACKGROUND

1. On 25 September 2020, Gucati was arrested in Kosovo pursuant to an arrest warrant issued by a Single Judge.<sup>3</sup> He was transferred to the detention facilities of the Specialist Chambers in The Hague on the same day.<sup>4</sup>
2. On 9 May 2022, the trial panel hearing the case against Gucati and his co-accused, Mr Nasim Haradinaj (“Trial Panel”), issued a decision granting Gucati temporary release on compassionate grounds.<sup>5</sup>

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<sup>1</sup> F00011, Decision Assigning a Court of Appeals Panel, 21 June 2022.

<sup>2</sup> F00039, Fourth Gucati Request for Temporary Release on Compassionate Grounds, 10 September 2022 (confidential and *ex parte*) (“Request”).

<sup>3</sup> KSC-BC-2020-07, F00015, Notification of Arrest Pursuant to Rule 55(4), 25 September 2020 (strictly confidential and *ex parte*, reclassified as public on 15 October 2020); KSC-BC-2020-07, F00012/A01/RED, Public Redacted Version of Arrest Warrant for Hysni Gucati, 25 September 2020 (strictly confidential and *ex parte* version filed on 24 September 2020, reclassified as confidential and *ex parte* on 9 October 2020). See also KSC-BC-2020-07, F00012, Decision on Request for Arrest Warrants and Transfer Orders, 24 September 2020 (strictly confidential and *ex parte*, reclassified as public on 9 October 2020).

<sup>4</sup> KSC-BC-2020-07, F00018, Notification of the Reception of Hysni Gucati in the Detention Facilities of the Specialist Chambers, 25 September 2020 (strictly confidential and *ex parte*, reclassified as public on 15 October 2020). See also KSC-BC-2020-07, F00012/A02/RED, Public Redacted Version of Order for Transfer to Detention Facilities of the Specialist Chambers, 24 September 2020 (strictly confidential and *ex parte* version filed on 24 September 2020, reclassified as confidential and *ex parte* on 9 October 2020).

<sup>5</sup> KSC-BC-2020-07, F00604/RED, Public Redacted Version of Decision on Gucati Defence Request for Temporary Release on Compassionate Grounds, 16 May 2022 (confidential and *ex parte* version filed on 9 May 2022) (“First Temporary Release Decision”). See KSC-BC-2020-07, F00599/RED, Public Redacted Version of Gucati Request for Temporary Release on Compassionate Grounds, 17 May 2022 (confidential and *ex parte* version filed on 9 May 2022).

3. On 18 May 2022, the Trial Panel issued a judgment finding Gucati guilty of five of the six counts charged and sentencing him to four and a half years of imprisonment, with credit for the time served, and to a fine of one hundred euros.<sup>6</sup>
4. On 27 May 2022, the Trial Panel issued a second decision granting Gucati temporary release on compassionate grounds.<sup>7</sup>
5. On 30 June 2022, the Appeals Panel issued a third decision granting Gucati temporary release on compassionate grounds (“Third Temporary Release Decision”).<sup>8</sup>
6. On 10 September 2022, Gucati filed a fourth request for temporary release on compassionate grounds, which was distributed on 12 September 2022.<sup>9</sup>
7. On 12 September 2022, pursuant to correspondence from the Panel,<sup>10</sup> the Specialist Prosecutor’s Office (“SPO”) responded (“SPO Response”)<sup>11</sup> and the

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<sup>6</sup> KSC-BC-2020-07, F00611/RED, Public Redacted Version the Trial Judgment, 18 May 2022 (confidential version filed on 18 May 2022) (“Trial Judgment”), paras 1012-1014.

<sup>7</sup> KSC-BC-2020-07, F00618/RED, Public Redacted Version of Decision on Second Gucati Defence Request for Temporary Release on Compassionate Grounds, 3 June 2022 (confidential and *ex parte* version filed on 27 May 2022) (“Second Temporary Release Decision”). See KSC-BC-2020-07, F00614/RED, Public Redacted Version of Second Gucati Request for Temporary Release on Compassionate Grounds, 2 June 2022 (confidential and *ex parte* version filed on 26 May 2022).

<sup>8</sup> F00020/RED, Public Redacted Version of Decision on Gucati’s Third Request for Temporary Release on Compassionate Grounds, 4 July 2022 (confidential and *ex parte* version filed on 30 June 2022) (“Third Temporary Release Decision”). See F00016/RED, Public Redacted Version of Third Gucati Request for Temporary Release on Compassionate Grounds, 12 July 2022 (confidential and *ex parte* version filed on 29 June 2022).

<sup>9</sup> Request.

<sup>10</sup> See CRSPD4, Email from CMU regarding Instruction from Court of Appeals Panel, 12 September 2022.

<sup>11</sup> F00040, Prosecution response to Fourth Gucati Request for Temporary Release on Compassionate Ground, 12 September 2022 (confidential and *ex parte*) (“SPO Response”).

Registrar filed submissions on the Request (“Registry Submissions”).<sup>12</sup> On 13 September 2022, Gucati replied (“Reply”).<sup>13</sup>

## II. DISCUSSION

### A. SUBMISSIONS OF THE PARTIES

8. Gucati requests authorisation for an imminent overnight custodial visit to attend to his mother (“[REDACTED]”) who is in a critical medical condition at the [REDACTED] and to comfort immediate members of his family at the hospital or at the family address.<sup>14</sup> He argues that being enabled to maintain contact with his close family, particularly where a close family member is grievously ill, is an essential part of a detainee’s right to family life as enshrined in the Constitution of Kosovo and the European Convention on Human Rights (“ECHR”).<sup>15</sup> Gucati submits that his mother’s already poor health has deteriorated rapidly to an “extremely serious condition” and there is a real risk, in the circumstances, that [REDACTED] imminently.<sup>16</sup> Moreover, he notes that he is waiting to find out the date of [REDACTED] in the near future, which may [REDACTED] for some time thereafter.<sup>17</sup> Gucati also submits that he would comply with the same conditions as those imposed in relation to previous custodial visits in this and other cases before the Specialist Chambers.<sup>18</sup>

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<sup>12</sup> F00041, Registrar’s Submissions on the Fourth Gucati Request for Temporary Release on Compassionate Grounds, 12 September 2022 (confidential and *ex parte*) (“Registry Submissions”). The Registrar submits that her submissions are filed as confidential and *ex parte* for distribution to the SPO and the Defence for Gucati only, to protect the confidentiality of information related to the safe and secure transfer of Gucati. See Registry Submissions, para. 34.

<sup>13</sup> F00042, Reply to Prosecution Response to Fourth Gucati Request for Temporary Release on Compassionate Grounds, 13 September 2022 (confidential and *ex parte*) (“Reply”).

<sup>14</sup> Request, paras 1, 15-16, 18, 25, 27.

<sup>15</sup> Request, para. 22.

<sup>16</sup> Request, paras 24-25. See also F00039/A01, Annex 1 to Fourth Gucati Request for Temporary Release on Compassionate Grounds, 10 September 2022 (confidential and *ex parte*) (“Supporting Documents”).

<sup>17</sup> Request, para. 17. See also Supporting Documents, pp. 8-11.

<sup>18</sup> Request, para. 26.

9. The SPO responds that the Court of Appeals Panel should reject Gucati's Request.<sup>19</sup> The SPO submits that the frequent nature of a convicted person's temporary release over a short period of time due either in part, or solely, to the same relative's health condition should weigh heavily in the Panel's determination of the Request.<sup>20</sup> In that regard, the SPO submits that over the last four months, Gucati visited his mother three times.<sup>21</sup>

10. The SPO recalls that in the Third Temporary Release Decision, the Panel noted that although the medical certificate described the health condition of [REDACTED], it did not provide further details about her diagnosis and/or prognosis.<sup>22</sup> The SPO argues that the Supporting Documents provided by Gucati in support of the Request suffer from the same deficiency or vagueness.<sup>23</sup> In the SPO's view, the Supporting Documents do not suggest a further deterioration or urgency of [REDACTED] condition, and Gucati's assertion that his mother may [REDACTED] imminently does not seem to be supported by the documentation provided.<sup>24</sup>

11. The SPO also responds that the possibility that Gucati may be [REDACTED] that he "requested himself" in the near future, is irrelevant.<sup>25</sup>

12. The SPO further argues that the Panel should be mindful of the fact that Gucati was convicted of obstructing official persons, intimidating witnesses, and violating the secrecy of proceedings.<sup>26</sup>

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<sup>19</sup> SPO Response, paras 1-10.

<sup>20</sup> SPO Response, para. 2.

<sup>21</sup> SPO Response, para. 3. See also SPO Response, para. 7.

<sup>22</sup> SPO Response, para. 4, referring to Third Temporary Release Decision, para. 12.

<sup>23</sup> SPO Response, para. 4.

<sup>24</sup> SPO Response, paras 5-6. See also SPO Response, para. 7.

<sup>25</sup> SPO Response, para. 8.

<sup>26</sup> SPO Response, para. 7. See also Registry Submissions, para. 9.

13. Finally, the SPO submits that, should the Panel grant the request, conditions identical to those imposed for his most recent visit should be adopted.<sup>27</sup>

14. The Registrar submits that a temporary transfer of Gucati to Kosovo for a period of one day, him departing and returning on the same day, would be feasible, with the understanding that he would remain in the custody of the Specialist Chambers at all times and under the condition that it is justifiable due to urgent, compelling and exceptional circumstances.<sup>28</sup> The Registrar submits that this one day-visit could take place at the earliest on Thursday, 15 September 2022 subject to planning consultations with the [REDACTED].<sup>29</sup> This one-day visit would accommodate the necessary travel time, a custodial visit to the hospital where Gucati's mother is receiving care, and a limited number of maximum [REDACTED] visits with immediate family members at the Specialist Chambers' secure transfer facility at the [REDACTED] ("Transfer Facility"), within the same day.<sup>30</sup> The Registrar sets out a number of recommendations regarding operational and mission security requirements.<sup>31</sup>

15. In his Reply, Gucati provides an additional medical document stating that [REDACTED] condition has worsened since her previous hospitalisation, [REDACTED].<sup>32</sup> Moreover, he notes that the anticipated date of Mr Gucati's [REDACTED] is now the [REDACTED].<sup>33</sup>

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<sup>27</sup> SPO Response, para. 9.

<sup>28</sup> Registry Submissions, paras 11-14.

<sup>29</sup> Registry Submissions, para. 15.

<sup>30</sup> Registry Submissions, paras 15, 22.

<sup>31</sup> Registry Submissions, paras 16-33.

<sup>32</sup> Reply, para. 1; F00042/A01, Annex 1 to Reply to Prosecution Response to Fourth Gucati Request for Temporary Release on Compassionate Grounds, 13 September 2022 (confidential and *ex parte*) ("Further Supporting Documents"), p. 3.

<sup>33</sup> Reply, para. 2; Further Supporting Documents, p. 4.

## B. ASSESSMENT OF THE COURT OF APPEALS PANEL

16. The Panel recalls that, pursuant to Rule 56(3) of the Rules, upon request by a detained person or *proprio motu*, the Panel may order the temporary release of the detained person, where compelling humanitarian grounds justify such release.<sup>34</sup> Article 8 of the ECHR does not guarantee an unconditional right to leave prison to visit a sick relative and there are cases where the rights of a detainee, by the very nature of his or her situation, must be subjected to various limitations.<sup>35</sup> However, every such limitation must be justifiable as being necessary in a democratic society.<sup>36</sup> Among the factors to be considered in this assessment are the stage of the proceedings, the nature of the criminal offence, the accused's character, the gravity of the relative's illness, the degree of kinship, the possibility of escorted leave and other circumstances informing the alleged "humanitarian" grounds.<sup>37</sup>

17. The Panel is mindful of the fact that Gucati had the opportunity to visit his mother in July 2022, who already at that time was in a very serious condition due to the same medical condition. Moreover, the Panel observes that the Supporting Documents and Further Supporting Documents describe [REDACTED] health condition as "extremely serious – critical", give further details about her diagnosis compared to the medical certificate underlying the Third Temporary Release Decision, and provide further details about her prognosis.<sup>38</sup>

18. The Panel notes that visiting a close relative in critical condition has been accepted, under certain conditions, by this and other jurisdictions, as a compelling

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<sup>34</sup> Third Temporary Release Decision, para. 11.

<sup>35</sup> Third Temporary Release Decision, para. 11. See also Second Temporary Release Decision, para. 16; First Temporary Release Decision, para. 11.

<sup>36</sup> Third Temporary Release Decision, para. 11.

<sup>37</sup> Third Temporary Release Decision, para. 11.

<sup>38</sup> Supporting Documents, pp. 3, 5, 7; Further Supporting Documents, p. 3; Third Temporary Release Decision, para. 12. See also F00016/A01, Annex 1 to Third Gucati Request for Temporary Release, 29 June 2022 (confidential and *ex parte*), p. 3.

humanitarian ground warranting temporary release.<sup>39</sup> In particular, the Trial Panel and Appeals Panel successively found that the poor health situation of the Accused's mother, [REDACTED], qualified as a compelling consideration or compelling humanitarian grounds, respectively, when granting Gucati's custodial visits on three previous occasions.<sup>40</sup> The Panel observes that [REDACTED] was hospitalised at the time of the issuance the previous Appeals Panel Decision and has now been hospitalised again since [REDACTED].<sup>41</sup> The Panel is also attentive to Gucati's argument that [REDACTED] deterioration into her present, extremely serious condition has been rapid, that her [REDACTED].<sup>42</sup> Finally, the Panel is cognisant of the fact that Gucati anticipates a [REDACTED] in the [REDACTED], and that [REDACTED] for some time thereafter.<sup>43</sup> Given Gucati's upcoming [REDACTED] and the seriousness of [REDACTED] prognosis, it might be unlikely that a visit could take place at another time in the near future.

19. Further, the Panel notes that Gucati has been convicted by the Trial Panel for offences against the administration of justice<sup>44</sup> and that the Registrar confirmed that Gucati abided by all conditions imposed during his previous three custodial visits to Kosovo.<sup>45</sup>

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<sup>39</sup> Third Temporary Release Decision, para. 13.

<sup>40</sup> See Third Temporary Release Decision, paras 13, 15; Second Temporary Release Decision, paras 19-20; First Temporary Release Decision, paras 15-16.

<sup>41</sup> Third Temporary Release Decision, para. 13; Supporting Documents, p. 3; Further Supporting Documents, p. 3.

<sup>42</sup> Request, para. 24; Reply, para. 1. See also Third Temporary Release Decision, para. 13.

<sup>43</sup> Request, para. 17; Reply, para. 2; Supporting Documents, pp. 8-11; Further Supporting Documents, p. 4.

<sup>44</sup> Trial Judgment, para. 1012. See also Third Temporary Release Decision, para. 14.

<sup>45</sup> KSC-BC-2020-07, F00612/RED, Public Redacted Version of "Report of the Registrar pursuant to Decision on Gucati Defence Request for Temporary Release on Compassionate Grounds", Filing F00612, dated 17 May 2022, 3 June 2022 (confidential and *ex parte* version filed on 17 May 2022), para. 11; KSC-BC-2020-07, F00619/RED, Public Redacted Version of "Report of the Registrar Pursuant to Decision on Second Gucati Defence Request for Temporary Release on Compassionate Grounds", Filing F00619, dated 2 June 2022, 4 July 2022 (confidential and *ex parte* version filed on 2 June 2022), para. 9; F00027/RED, Public Redacted Version of "Report of the Registrar Pursuant to Decision on Gucati's Third Request for Temporary Release on Compassionate Grounds", filing F00027, dated 7 July



20. In light of the above, the Panel finds that, on balance and in the present circumstances, the ill-health of the Accused's mother amounts to compelling humanitarian grounds justifying his limited temporary release. The Panel finds it appropriate that the temporary release shall last one day, Gucati departing and returning on the same day, on Friday, 16 September 2022, as this would provide adequate time for him to visit his mother and other authorised immediate family members, and is thus proportionate to the grounds for which the temporary release is sought.<sup>46</sup> The Panel nonetheless stresses that such temporary release is only justifiable in light of the present urgent, compelling and exceptional circumstances.<sup>47</sup>

21. Recalling that, pursuant to Rule 56(5) of the Rules, the Panel may impose such conditions upon the release as deemed appropriate to ensure the presence of the detained person, the Panel will turn next to the question of whether and, if so, what conditions must be imposed on Gucati's temporary release.<sup>48</sup> The Panel notes in this regard that the Registrar has provided a number of logistical measures and security conditions that make such a visit feasible.<sup>49</sup>

22. The Panel recalls that Gucati, with the exception of the three earlier instances when he was temporarily released on compassionate grounds, has been in detention since 25 September 2020, on the basis that: (i) there is a risk that he may obstruct the progress of proceedings and commit offences either in repetition of those charged, or offences which he has previously threatened to commit; and (ii) imposing conditions in relation to his release would insufficiently mitigate these risks.<sup>50</sup> Moreover, pursuant to Article 46(8) of the Law, unless the Trial or Appeals Panel orders

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2022, 8 July 2022 (confidential and *ex parte* version filed on 7 July 2022), para. 9. See also Third Temporary Release Decision, para. 14.

<sup>46</sup> See also Third Temporary Release Decision, para. 15.

<sup>47</sup> See e.g. Registry Submissions, para. 11.

<sup>48</sup> See Third Temporary Release Decision, para. 16.

<sup>49</sup> Registry Submissions, paras 16-33. See also Third Temporary Release Decision, para. 15.

<sup>50</sup> Third Temporary Release Decision, para. 17.

otherwise, a convicted person shall remain in custody pending an appeal.<sup>51</sup> The Panel, therefore, considers that strict conditions are necessary for the purpose of a custodial visit on compassionate grounds to outweigh the risks associated with Gucati's temporary release.<sup>52</sup>

23. Noting that the previously imposed conditions were sufficient to ensure that Gucati's custodial visits be conducted without any reported incident, the Panel considers that the custodial visit shall be carried out under the same conditions as imposed previously, namely:<sup>53</sup>

- a) Gucati shall, at all times and without exception, remain in the custody of the Specialist Chambers, be escorted by escorting officers, and remain in the sight and within earshot of escorting officers. The escorting officers may be uniformed, if necessary, and remain in his vicinity at all times, as necessary. Gucati shall comply fully with any instructions received from the escorting officers;
- b) Gucati shall only be transported to and from the airport and to and from the Transfer Facility and [REDACTED]. If his mother is meanwhile discharged from the hospital, Gucati shall be transported to the new location, taking into account the security situation and operational constraints of the mission;
- c) During his visits at the aforementioned locations, Gucati is not permitted to communicate with any person other than his immediate family members (mother, spouse, children, grand-children, siblings), his Counsel and members of his Defence team. All non-authorized persons shall vacate these locations before Gucati's visit;

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<sup>51</sup> See also Third Temporary Release Decision, para. 17.

<sup>52</sup> See also Third Temporary Release Decision, para. 17.

<sup>53</sup> See also Third Temporary Release Decision, para. 18.

- d) The presence of immediate family members at the aforementioned locations<sup>54</sup> shall be subject to prior approval of the chief custody officer upon presentation of photographic identification. To this end, Gucati and/or his Defence team are ordered to submit copies of identity documents of immediate family members to the Detention Management Unit for prior approval;
- e) Gucati is not permitted to be alone with any pre-identified immediate family member at any time, and must remain within both sight and earshot of the escorting officers;
- f) The chief custody officer may take any decision necessary regarding the custodial visit on the basis of operational and security concerns, including terminating any of the above visits;
- g) Gucati's visit at the hospital in [REDACTED] should take into consideration, if practicable, the general regulations and visiting hours of the hospital. Gucati may not communicate with medical personnel. Such personnel can, however, have access to [REDACTED] during his visit, if necessary for medical intervention or treatment;
- h) Gucati shall not have access to communication devices or any other means of communication, including pen and paper, other than as facilitated by the Specialist Chambers;
- i) Gucati is not permitted to pass or receive items to or from any person without prior inspection and approval of the escorting officer(s);
- j) Gucati shall not have any contact whatsoever or in any way interfere with any victim or witness or otherwise interfere in any way with the proceedings or the administration of justice;

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<sup>54</sup> See Registry Submissions, paras 15, 17, 20-24 (regarding the specific parameters of such visits).

- k) Gucati shall not seek direct access to documents nor destroy evidence;
- l) Gucati shall not discuss his case with anyone, including the media, other than with his Counsel and members of his Defence team;
- m) Gucati, his Counsel, members of his Defence team, immediate family members and associates shall refrain from making public statements and shall maintain secrecy regarding his presence on the territory of Kosovo prior to and during the entirety of his stay. Should his presence become known, the SPO, the Registry or EULEX, as appropriate, are authorised to make any necessary statement in that regard;
- n) Gucati shall comply strictly with any further order of the Panel varying the terms or terminating his custodial visit; and
- o) Gucati shall comply with any COVID-19 related measures, if applicable, as specified by the Registry.

24. Should there be a need to amend any of the above conditions, the Parties or the Registry shall seize the Panel immediately.<sup>55</sup>

25. In the implementation of the above conditions, the Panel authorises the Registry to make final operational and security arrangements with external partners and to notify any other authorities, including those in the Host State and Kosovo, as necessary for the implementation of this Decision.<sup>56</sup> In this regard, the Panel recalls that, pursuant to Article 53(1) of the Law, all entities and persons in Kosovo shall cooperate with the Specialist Chambers and shall comply without undue delay with any decision issued by the Specialist Chambers or any request for assistance.<sup>57</sup> Throughout the custodial visit, the Registry shall provide the Panel with regular updates via email

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<sup>55</sup> See also Third Temporary Release Decision, para. 19.

<sup>56</sup> See also Third Temporary Release Decision, para. 20.

<sup>57</sup> See also Third Temporary Release Decision, para. 20.

or telephone calls. Such regular updates shall occur, at the very least, upon: (i) Gucati's transfer to Kosovo; (ii) the completion of any custodial visit to his mother's location; (iii) any breaches of the aforementioned conditions by Gucati or others; (iv) any early termination of the visits and the reasons therefor; and (v) Gucati's return to the detention unit of the Specialist Chambers in the Host State.<sup>58</sup> The Registry shall file a report to the Panel on the implementation of this Decision by Thursday, 22 September 2022.<sup>59</sup>

### III. CLASSIFICATION OF FILINGS

26. The Panel notes that the Request, the SPO Response, the Registry Submissions and the Reply were filed confidentially and *ex parte*, as they contain sensitive personal and medical information regarding [REDACTED]. Considering that all submissions filed before the Specialist Chambers shall be public unless there are exceptional reasons for keeping them confidential, and that Parties shall file public redacted versions of all non-public submissions filed,<sup>60</sup> the Panel directs the Parties and the Registry to respectively file a public redacted version of the Request (F00039), the SPO Response (F00040),<sup>61</sup> the Registry Submissions (F00041) and the Reply (F00042) by Tuesday, 20 September 2022.

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<sup>58</sup> See also Third Temporary Release Decision, para. 20.

<sup>59</sup> See also Third Temporary Release Decision, para. 20.

<sup>60</sup> See e.g. Third Temporary Release Decision, para. 21.

<sup>61</sup> While the SPO underlines that it has no objection to reclassifying the SPO Response as public once the Request is resolved and after the conclusion of any visit, the Panel considers that the SPO should file a public redacted version thereof in light of the confidential nature of some information it refers to. See SPO Response, para. 10.

## IV. DISPOSITION

27. For these reasons, the Court of Appeals Panel:

**GRANTS** the Request;

**ORDERS** Gucati to comply with all conditions specified in paragraph 23 of the present Decision;

**INSTRUCTS** the Registry to implement Gucati's custodial visit under the conditions specified in paragraph 23 of the present Decision;

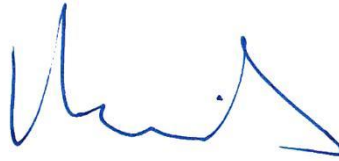
**INVITES** the Parties and/or the Registry to seize the Panel immediately should an amendment to the conditions in paragraph 23 of the present Decision be required;

**AUTHORISES** the Registry to: (i) make arrangements with external partners for the implementation of this Decision; and (ii) notify any other authorities deemed necessary for the implementation of this Decision;

**REMINDS** authorities in Kosovo that they shall comply without undue delay with any decision issued by the Specialist Chambers or any request for assistance;

**ORDERS** the Registry to provide updates and file a report as indicated in paragraph 25 of the present Decision; and

**ORDERS** the Parties and the Registry to file public redacted versions of their respective filings identified in paragraph 26 of the present Decision by Tuesday, 20 September 2022.



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**Judge Michèle Picard,  
Presiding Judge**

Dated this Tuesday, 13 September 2022

At The Hague, the Netherlands