



KOSOVO SPECIALIST CHAMBERS  
DHOMAT E SPECIALIZUARA TË KOSOVËS  
SPECIJALIZOVANA VEĆA 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:** 15 December 2022

**Language:** English

**Classification:** Public

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**Decision Ordering Submissions on Reclassification of F01142**

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**Counsel for Rexhep Selimi**  
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**Counsel for Jakup Krasniqi**  
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**THE PRE-TRIAL JUDGE**,<sup>1</sup> pursuant to Article 39(13) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor's Office ("Law") and Rule 82(5) of the Rules of Procedure and Evidence Before the Kosovo Specialist Chambers ("Rules"), hereby renders this decision.

## I. PROCEDURAL BACKGROUND AND SUBMISSIONS

1. On 6 December 2022, the Pre-Trial Judge issued the Decision on Prosecution Request to Amend the Exhibit List and for Protective Measures ("Decision on Request to Amend the Exhibit List").<sup>2</sup>

## II. APPLICABLE LAW

2. Pursuant to Article 39(13) of the Law, the Pre-Trial Judge may of his own motion issue any other order as may be necessary for the preparation of a fair and expeditious trial.

3. Pursuant to Rule 82(5) of the Rules, where the basis for a classification no longer exists, whoever submitted the original filing shall apply to the panel for reclassification. A Panel may also reclassify a filing upon request by any other participant or *proprio motu*.

## III. DISCUSSION

4. The Pre-Trial Judge notes that the filings related to the Decision on Request to Amend the Exhibit List remain confidential or strictly confidential and *ex parte*. With a view to upholding the principle of transparency of the proceedings, the

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

<sup>2</sup> KSC-BC-2020-06, F01142, Pre-Trial Judge, *Decision on Prosecution Request to Amend the Exhibit List and for Protective Measures*, 6 December 2022, strictly confidential and *ex parte*. A confidential redacted version was filed on 7 December 2022, F01142/CONF/RED.

Pre-Trial Judge orders the Parties to file submissions on whether the filings, including any annexes, related to the Decision on Request to Amend the Exhibit List (F00891, F00920, F00908, F00911 and F00913) can be reclassified as public and/or to submit public redacted versions of their respective filings no later than **Monday, 16 January 2023**. A public (redacted) version of the Decision on Request to Amend the Exhibit List will be available thereafter.

#### IV. DISPOSITION

5. Pursuant to the above, the Pre-Trial Judge hereby:

**ORDERS** the Parties to provide submissions on whether their respective filings related to the Decision on Request to Amend the Exhibit List (F00891, F00920, F00908, F00911 and F00913), including any annexes, can be reclassified as public and/or to submit public redacted versions of their filings by no later than **Monday, 16 January 2023**.



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**Judge Nicolas Guillou**  
**Pre-Trial Judge**

Dated this Thursday, 15 December 2022  
At The Hague, the Netherlands.