

Annex 1 to

**Gucati Request for Protection of Legality  
pursuant to Article 48(6) to (8) of the Law and Rule 193 of the Rules**

PUBLIC

DEFINED TERMS

<b>Acronyms</b>	
CAP	The Court of Appeals Panel
ECHR	European Convention on Human Rights
ECtHR	European Court of Human Rights
ICC	International Criminal Court
PDOJKA	Partially Dissenting Opinion of Judge Kai Ambos
SC	Specialist Chambers
SITF	Special Investigative Task Force
SOJB	Separate Opinion of Judge Barthe
SPO	Specialist Prosecutor's Office
TP	The Trial Panel (Trial Panel II)
<b>KSC-BC-2020-07</b>	
KSC-BC-2020-07/IA005/F00008	KSC-BC-2020-07/IA005/F00008, <i>Decision on the Appeals Against Disclosure Decision</i> , Court of Appeals Panel, 29 July 2021, Confidential
KSC-BC-2020-07/F00304	KSC-BC-2020-07/F00304, <i>Order on the Updated Rule 102(3) Detailed Notice</i> , Trial Panel II, 7 September 2021, Public with confidential and <i>ex parte</i> annex
KSC-BC-2020-07/F00334	KSC-BC-2020-07/F00334, <i>Decision on the Prosecution Request for Admission of Items Through the Bar Table</i> , Trial Panel II, 29 September 2021

KSC-BC-2020-07/F00413	KSC-BC-2020-07/F00413, <i>Decision on the Prosecution Challenges to Disclosure of Items in the Updated Rule 102(3) Notice</i> , Trial Panel II, 3 November 2021, Confidential
KSC-BC-2020-07/F00413	KSC-BC-2020-07/F00413, <i>Order on the Updated Rule 102(3) Detailed Notice</i> , Trial Panel II, 7 September 2021, Public with confidential and <i>ex parte</i> annex
KSC-BC-2020-07/F00413/RED	KSC-BC-2020-07/F00413/RED, <i>Public Redacted Version of Decision on Prosecution Challenges to Disclosure of Items in the Updated Rule 102(3) Notice</i> , Trial Panel II, 3 November 2021, Public
KSC-BC-2020-07/F00611	KSC-BC-2020-07/F00611, <i>Trial Judgment</i> , Trial Panel II, 18 May 2022, Confidential
KSC-BC-2020-7/F00611/A01	KSC-BC-2020-7/F00611/A01, <i>Annex 1 to the Trial Judgment</i> , KSC Trial Panel II, 18 May 2022, public
<b>KSC-CA-2022-01</b>	
KSC-CA-2022-01/F00044/CONF/RED	KSC-CA-2022-01/F00044/CONF/RED, <i>Confidential Redacted Version of Decision on Prosecution Notifications</i> , Court of Appeals Panel, 15 September 2022, Confidential
KSC-CA-2022-01/F00053/A01	KSC-CA-2022-01/F00053/A01, <i>Annex 1 to Gucati Application to Amend the Notice of Appeal pursuant to Rule 176(3) of the Rules</i> , Gucati, 30 September 2022, Confidential
KSC-CA-2022-01/F00064	KSC-CA-2022-01/F00064, <i>Decision on Defence Requests to Amend the Notices of Appeal Pursuant to Rule 176(3) of the</i>

	<i>Rules, Court of Appeals Panel, 13 October 2022, Confidential</i>
KSC-CA-2022-01/F00075	<i>KSC-CA-2022-01/F00075, Decision on the Specialist Prosecutor's Office's Request Regarding Item 206, Court of Appeals Panel, 21 October 2022, Confidential</i>
KSC-CA-2022-01/F00082	<i>KSC-CA-2022-01/F00082, Decision on Defence Applications for Reconsideration of "Decision on Defence Requests to Amend the Notices of Appeal Pursuant to Rule 176(3) of the Rules", Court of Appeals Panel, 3 November 2022, Confidential</i>
KSC-CA-2022-01/F00083	<i>KSC-CA-2022-01/F00083, Decision on Defence Motions for Alternate Relief Relating to Rule 103 Disclosure Violations, Court of Appeals Panel, 7 November 2022, Confidential</i>
KSC-CA-2022-01/F00090	<i>KSC-CA-2022-01/F00090, Decision on Defence Requests for Extension of Time to File Potential Motions Pursuant to Rule 181, Court of Appeals Panel, 9 November 2022, Confidential</i>
KSC-CA-2022-01/F00094	<i>KSC-CA-2022-01/F00094, Decision on Defence Requests to Interview Witnesses, to Order an Updated Rule 102(3) Notice and to Adjourn the Appeal Hearing, Court of Appeals Panel, 28 November 2022, Confidential at para.16</i>
KSC-CA-2022-01/F00096	<i>KSC-CA-2022-01/F00096, Decision on Gucati Request for Full Disclosure of the Knowledge of the Court of Appeals Panel Regarding Defence Investigations, Court of Appeals Panel, 30 November 2022, Confidential</i>
KSC-CA-2022-01/F00114	<i>KSC-CA-2022-01/F00114, Appeal Judgment, Court of Appeals Panel, 2 February 2023, Public</i>

KSC-CA-2022-01/F00114/A01	KSC-CA-2022-01/F00114/A01, <i>Annex 1 to the Appeal Judgment – Procedural Background</i> , Court of Appeals Panel, 2 February 2023, public
<b>KSC-BC-2020-06</b>	
KSC-BC-2020-06/PL001	KSC-BC-2020-06/PL001, <i>Decision on Kadri Veseli's Request for Protection of Legality</i> , Supreme Court Chamber Panel, 15 August 2022, Public
<b>Kosovo Cases</b>	
<i>AD et al</i>	<i>SPRK v AD et al</i> , PLM.KZZ no.322/2016, Supreme Court of Kosovo, 19 July 2017
<i>MI et al</i>	<i>MI et al</i> , PAKR 513/2013, Judgment, Court of Appeals, 28 May 2014
<i>NU et al</i>	<i>Chief State Prosecutor v NU et al</i> , PML.KZZ No.236/2016, Supreme Court of Kosovo, 11 January 2017
<i>NV, ED &amp; NT</i>	<i>SPRK v NV, ED &amp; NT</i> , PLM.KZZ no.178/2016, Supreme Court of Kosovo, 19 December 2016
<i>OI</i>	<i>SPRK v OI</i> , PML.KZZ No.106/2017, Supreme Court of Kosovo, 24 May 2017
<i>OI &amp; DD</i>	<i>SPRK v OI &amp; DD</i> , PML.KZZ No.147/2017, Supreme Court of Kosovo, 20 July 2017
<i>SM1 &amp; SM2</i>	<i>Chief State Prosecutor v SM1 &amp; SM2</i> , PML.KZZ No.159/206, Supreme Court of Kosovo, 5 October 2016

SS	<i>Chief State Prosecutor v SS</i> , PML.KZZ No.42/2017, Supreme Court of Kosovo, 10 May 2017
<b>ICC Cases</b>	
<i>Ongwen</i>	<i>Ongwen</i> , ICC-02/04-01/15-203, “Decision Setting the Regime for Evidence Disclosure and Other Related Matters”, 27 February 2015
<i>Yekatom</i>	<i>Yekatom</i> , ICC-01/14-01/18-64-RED, “Decision on Disclosure and Related Matters”, 23 January 2019
<b>ECtHR Cases</b>	
<i>Bannikova</i>	<i>Bannikova</i> , no.18757/06, Judgment, Chamber, 4 November 2010
<i>Lyubchenko</i>	<i>Lyubchenko</i> , no.34640/05, Decision, Chamber, 31 May 2016
<i>Matanovic</i>	<i>Matanovic</i> , no.2742/12, Judgment, Chamber, 4 April 2017
<i>Pătrașcu</i>	<i>Pătrașcu</i> , no.7600/09, Judgment, Chamber, 14 February 2017
<i>Ramanauskas</i>	<i>Ramanauskas</i> , no.74420/01, Judgment, Grand Chamber, 5 February 2008
<i>Trifontsov</i>	<i>Trifontsov</i> , no.125025/02, Decision, Chamber, 9 October 2012

<b>Instruments</b>	
Constitution	Constitution of the Republic of Kosovo
KCC	Criminal Code of the Republic of Kosovo, Code No.06/L-074, 14 January 2019
KCPC	Kosovo Criminal Procedure Code, Code No.04/L-123, 13 December 2012
KSCR	Rules of Procedure and Evidence before the Kosovo Specialist Chambers, KSC-BD-03/Rev3, 2 June 2020
Law	Law on Specialist Chambers and Specialist Prosecutor's Office, No.05/L-053, 3 August 2015
PCCK	Provisional Criminal Code of Kosovo, UNMIK/REG/2003/25, 6 July 2003
<b>Commentary</b>	
<i>Salihu</i>	Salihu et al., <i>Commentary on the Criminal Code of the Republic of Kosovo</i> , Deutsche Gesellschaft für Internationale Zusammenarbeit (GIZ) GmbH 2014