

Annex 1 to

**Public Redacted Version of 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

| Acronyms | |
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| 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) |
| KSC-BC-2020-07 | |
| 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 |

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| 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 |
| KSC-CA-2022-01 | |
| 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> |

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| | <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> |

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| 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 |
| KSC-BC-2020-06 | |
| 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 |
| Kosovo Cases | |
| <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 & NT</i> | <i>SPRK v NV, ED & 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 & DD</i> | <i>SPRK v OI & DD</i> , PML.KZZ No.147/2017, Supreme Court of Kosovo, 20 July 2017 |
| <i>SM1 & SM2</i> | <i>Chief State Prosecutor v SM1 & SM2</i> , PML.KZZ No.159/206, Supreme Court of Kosovo, 5 October 2016 |

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| SS | <i>Chief State Prosecutor v SS</i> , PML.KZZ No.42/2017, Supreme Court of Kosovo, 10 May 2017 |
| ICC Cases | |
| <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 |
| ECtHR Cases | |
| <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 |

| Instruments | |
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| 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 |
| Commentary | |
| <i>Salihu</i> | <i>Salihu et al., Commentary on the Criminal Code of the Republic of Kosovo</i> , Deutsche Gesellschaft für Internationale Zusammenarbeit (GIZ) GmbH 2014 |