

In: KSC-BC-2020-06

Specialist Prosecutor v. Hashim Thaçi, Kadri Veseli, Rexhep

Selimi and Jakup Krasniqi

**Before:** Trial Panel II

Judge Charles L. Smith, III, Presiding Judge

Judge Christoph Barthe

Judge Guénaël Mettraux

Judge Fergal Gaynor, Reserve Judge

**Registrar:** Dr Fidelma Donlon

Filing Participant: Specialist Prosecutor's Office

Date: 1 September 2023

Language: English

Classification: **Public** 

## Prosecution supplemental Rule 102(3) notice

## with confidential Annex 1

Specialist Prosecutor's Office Counsel for Hashim Thaçi

Ward Ferdinandusse Gregory Kehoe

Counsel for Kadri Veseli

**Counsel for Victims** 

Ben Emmerson

Simon Laws

Counsel for Rexhep Selimi

Geoffrey Roberts

Counsel for Jakup Krasniqi

Venkateswari Alagendra

- 1. Pursuant to the Order on the Conduct of Proceedings,<sup>1</sup> the Specialist Prosecutor's Office ('SPO') hereby submits a supplemental notice under Rule 102(3) of the Rules<sup>2</sup> ('September 2023 Notice').<sup>3</sup> The September 2023 Notice includes items falling under Rule 102(3) which have been identified,<sup>4</sup> obtained, or cleared since the date indicated in the July 2023 Notice,<sup>5</sup> up until 18 August 2023.<sup>6</sup> The SPO will continue to discharge its obligations under Rule 102(3), including as additional items falling within the scope of the Rule are obtained or cleared.
- 2. The September 2023 Notice is confidential in accordance with Rule 82(4), to give effect to applicable confidentiality restrictions and protective measures, and for the protection and privacy of the individuals identified therein.

**Word Count: 294** 

Ward Ferdinandusse

**Acting Deputy Specialist Prosecutor** 

Friday, 1 September 2023

At The Hague, the Netherlands.

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<sup>&</sup>lt;sup>1</sup> Order on the Conduct of Proceedings, KSC-BC-2020-06/F01226/A01, 25 January 2023, paras 21-22.

<sup>&</sup>lt;sup>2</sup> Rules of Procedure and Evidence Before the Kosovo Specialist Chambers, KSC-BD-03/Rev3/2020, 2 June 2020 ('Rules').

<sup>&</sup>lt;sup>3</sup> See Annex 1.

<sup>&</sup>lt;sup>4</sup> In addition, it includes Items 77992-78019 and 78048-78049, which comprise the 15 interviews (some with multiple transcript parts) referenced in the Prosecution response to Joint Defence Request F01729, 1 September 2023, Confidential.

<sup>&</sup>lt;sup>5</sup> See Prosecution supplemental Rule 102(3) notice with confidential Annex 1, KSC-BC-2020-06/F01682, 23 June 2023 ('July 2023 Notice'), para.2.

<sup>&</sup>lt;sup>6</sup> For the record, the Notice lists five recently obtained items, which relate to the testimonies of W03832, W04255, and W04018, and were disclosed in advance of their (recently completed or upcoming) testimonies. *See* E-mails from SPO to Defence Teams, on 22 08 2023 at 15:35 related to Disclosure Package 899, 24 08 2023 at 11:06 related to Disclosure Package 903, 25 08 2023 at 16:03 related to Disclosure Package 906, and 30 08 2023 at 13:50 related to Disclosure Package 914. The relevant items are Items 78035, 78036, 78037, 78026 and 78038 in Annex 1.