



SPECIALIST PROSECUTOR'S OFFICE
ZYRA E PROKURORIT TË SPECIALIZUAR
SPECIJALIZOVANO TUŽILAŠTVO

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: 11 December 2023

Language: English

Classification: Public

**Prosecution supplemental Rule 102(3) notice
with confidential Annex 1**

Specialist Prosecutor's Office

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Counsel for Kadri Veseli

Ben Emmerson

Counsel for Rexhep Selimi

Geoffrey Roberts

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1. Pursuant to the Order on the Conduct of Proceedings,¹ the Specialist Prosecutor's Office ('SPO') hereby submits a supplemental notice under Rule 102(3) of the Rules² ('December 2023 Notice').³
2. 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. The December 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: 327



Kimberly P. West

Specialist Prosecutor

Monday, 11 December 2023

At The Hague, the Netherlands.

¹ Order on the Conduct of Proceedings, KSC-BC-2020-06/F01226/A01, 25 January 2023, paras 21-22.

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

³ See Annex 1. In addition to certain newly obtained or cleared items, the December 2023 Notice includes 26 items which were identified as relevant based on a broad understanding of obligations under Rule 102(3) but had not been previously notified due to human error. Items 78150, 78154, 78165, 78167, 78168, 78170, 78171, 78173, 78174, 78179, 78181, 78185, 78189 consist of statements of individuals who are not witnesses in this case, and provide contextual or incriminating information relating to incidents that are not charged in the Indictment. The information contained in some of these documents is also reflected in already disclosed documents (*see*, for example, 78185 reflected in U000-2059-U000-2061). Nine documents relate primarily to investigations pertaining to matters already disclosed through other documents containing similar information (*See* 78175 reflected in SITF00141873-00141875; 78157 reflected in SITF00085494-00085499; 78148 reflected in SPOE00125851-00125886; 78172 reflected in SITF00306542-00306542, SITF00300099-00300101, SITF00300095-00300096; 78158 reflected in SITF00337038-00337040, SITF00322963-00322965, SITF00322966-00322968 and SITF00322928-00322928; 78169 reflected in SITF00322697-00322697; 78161 reflected in SITF00322830-00322851; 78151 reflected in SPOE00162923-00162924, SPOE00162815-00162816; and 78159 reflected in SITF00408096-00408101). The remaining four documents (Items 78176, 78152, 78153, 78169) provide contextual or incriminating information on incidents that are not part of the Indictment. The SPO is available to liaise *inter partes* with the Defence to address any concerns arising from the items.