

1 Thursday, 15 June 2023

2 [Open session]

3 [The accused entered the courtroom]

4 [The Accused Krasniqi appeared via videolink]

5 --- Upon commencing at 9.00 a.m.

6 PRESIDING JUDGE SMITH: Madam Court Officer, you may call the
7 case.

8 THE COURT OFFICER: Good morning, Your Honours. This is file
9 KSC-BC-2020-06, The Specialist Prosecutor versus Hashim Thaci,
10 Kadri Veseli, Rexhep Selimi, and Jakup Krasniqi.

11 PRESIDING JUDGE SMITH: Thank you.

12 Today we will finish hearing the evidence of Prosecution
13 Witness 01602. Thereafter, we will start hearing the evidence of
14 03540.

15 I note that the accused are present in the courtroom today,
16 except for Mr. Krasniqi who is with us on videolink.

17 Madam Court Officer, you can bring us into private session.

18 [Private session]

19 [Private session text removed]

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Witness: W01602 (Resumed) (Private Session)

Page 4942

Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Cross-examination by Mr. Kehoe (Continued)

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Witness: W01602 (Resumed) (Private Session)

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Cross-examination by Ms. Alagendra

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Witness: W01602 (Resumed) (Private Session)

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Cross-examination by Ms. Alagendra

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Cross-examination by Ms. Alagendra

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Witness: W01602 (Resumed) (Private Session)

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Cross-examination by Ms. Alagendra

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Cross-examination by Ms. Alagendra

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Cross-examination by Ms. Alagendra

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Cross-examination by Ms. Alagenda

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Cross-examination by Ms. Alagendra

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Cross-examination by Ms. Alagendra

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Cross-examination by Ms. Alagenda

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Re-examination by Mr. Pace

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Witness: W01602 (Resumed) (Private Session)

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Witness: W01602 (Resumed) (Private Session)

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Questioned by the Trial Panel

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Witness: W01602 (Resumed) (Private Session)

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Questioned by the Trial Panel

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Questioned by the Trial Panel

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Questioned by the Trial Panel

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Cross-examination by Ms. O'Reilly

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Cross-examination by Ms. O'Reilly

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5 [Open session]

6 THE COURT OFFICER: Your Honours, we're in public session.

7 PRESIDING JUDGE SMITH: Witness, your testimony is concluded.

8 You will be excused now and you may leave the Court and go home, and
9 we thank you for your attendance and cooperation.

10 THE WITNESS: [Interpretation] Thank you.

11 PRESIDING JUDGE SMITH: Madam Usher will escort you out.

12 THE WITNESS: [Interpretation] Thank you, Your Honours. Have a
13 good day. All the best.

14 [The witness withdrew]

15 PRESIDING JUDGE SMITH: So we have no other witness today, and I
16 want to speak about that in just a moment.

17 So we have concluded this week's testimony. We will start again
18 at 9.00 on Monday.

19 The Order on Conduct of Proceedings at paragraph 81 says:

20 "It is the presenting Party's responsibility to ensure that, at
21 the conclusion of the evidence of a witness, there is another witness
22 ready to begin to testify. If one of the proposed witnesses is not
23 able to testify at the scheduled time, or if there is no
24 cross-examination of a witness, or if cross-examination proceeds
25 faster than expected, the presenting Party shall ensure that an

1 alternative witness can be called so as to avoid any delay in the
2 proceedings. Only those witnesses notified pursuant to paragraph 77
3 may be called as alternative witnesses, unless prior approval of the
4 panel is obtained."

5 You'll note there is no exception in that particular order. At
6 this stage of the trial, only one organisation is responsible for
7 calling witnesses and seeing to their attendance and that's the SPO.
8 All these people and the four accused who are sitting in detention
9 are all waiting for the next witness so that we can use our time
10 responsibly.

11 This Panel has taken its responsibility very seriously to
12 protect the rights of the accused to an expeditious and fair trial.
13 The SPO is in direct violation of the order of Court in the Order on
14 Conduct of Proceedings. This is a first warning to the SPO. A
15 second violation will be considered for sanctions.

16 That's the end of that statement, and we will see you all Monday
17 morning.

18 MR. PACE: Your Honour, if I may briefly respond to that --

19 PRESIDING JUDGE SMITH: No, we're not --

20 MR. PACE: -- since it's a warning --

21 PRESIDING JUDGE SMITH: No, this is not for a response. If you
22 want to respond, you can do so in writing.

23 MR. PACE: Thank you, Your Honour.

24 --- Whereupon the hearing adjourned at 10.31 a.m.

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