



BULLETIN OF THE KOSOVO PROSECUTORIAL COUNCIL

January 2023

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ACTIVITIES OF OF THE KOSOVO PROSECUTORIAL COUNCIL

(This edition of this Bulletin reflects the activities for the month of January 2023)

The first meeting for the year 2023 of the Commission for the Administration of Prosecutions is held

The Commission for the Administration of Prosecutions held its next meeting, the first for 2023, in which case it was said that the chief prosecutors, administrators and chief clerks of the prosecution offices will be required to strictly implement the recommendations of the Working Group for monitoring the implementation of CMIS, in which case they will ask for continuous reporting regarding the activities carried out related to the implementation of CMIS.



Also, it was emphasized that any non-commitment related to the aforementioned requirements will be followed by disciplinary actions against any possible responsibility and that the main purpose of taking these actions is to raise the quality of these data, since the removal of physical records, which is the objective of the Kosovo prosecutorial Council, can only be achieved when we have a correct and complete implementation of the CMIS.

Notice from the Kosovo Prosecutorial Council

The Kosovo Prosecutorial Council (KPC) has informed the public opinion that immediately after the last case of murder in Prizren where the suspect is Dibran Hoxhaj, it has asked the Chief Prosecutor of the Basic Prosecution of Prizren to prepare a report regarding

all the prosecutorial actions undertaken between years to him.

The Prosecution Council of Kosovo, based on the legal powers it has, will carefully handle all the actions taken over the years by the relevant prosecution against Dibran Hoxhaj and any eventual release will be sanctioned based on the legal acts in force.



Minister Haxhiu continues with untrue statements about the prosecutorial system of Kosovo

The Kosovo Prosecutorial Council has opposed the statement of the Minister of Justice, Albulena Haxhiu, regarding, as she says, "the unwillingness or interest in the serious treatment of war crimes by the prosecutorial system of Kosovo headed by the former Chief Prosecutor Lumezi".

In the reaction of the KPC, it is said that Minister Haxhiu's statement is not true, because the Kosovo Prosecutorial Council has appointed four prosecutors to the War Crimes Department of the Special Prosecution of the Republic of Kosovo. To support this department, six professional associates and two legal officers have also been assigned.



It is further confirmed that, the untruth said by Minister Haxhiu is easily proven, with the assumption of the mandate of the former Chief Prosecutor Aleksandër Lumezi, concrete actions were taken such as: 72 international arrest warrants were issued for the arrest of war crimes suspects, concrete investigative actions in the direction of discovering the perpetrators of criminal offenses and against the order givers, dozens of indictments have been filed, a database has been

prepared in the Special Prosecution Office of the Republic of Kosovo for cases of war crimes and this database has been harmonized with that of the Kosovo Police. With the initiative of the former Chief Prosecutor Lumezi, the Strategy for handling war crimes cases was prepared and approved. These and many other actions have been undertaken, are being undertaken on a daily basis for the investigations of war crimes in Kosovo.

The Kosovo Prosecutorial Council highly appreciates the commitment and professional readiness of the former Chief State Prosecutor, Aleksandër Lumezi, in strengthening the State Prosecutor as a stable institution and ready to deal with the most serious cases in the Republic of Kosovo, which until 2015 were under the competence of EULEX. Therefore, any tendency not to recognize institutional achievements means marginalization of state achievements.

The new member of the Kosovo Prosecutorial Council from the ranks of the Appellate Prosecution is sworn in

At the 226th meeting of the Kosovo Prosecutorial Council, the swearing-in ceremony of the new member of the Council from among the prosecutors of the Appellate Prosecution was held and the Work Plan of the Kosovo Prosecutorial Council for 2023 was approved, which was presented by the Acting Director of the KPC Secretariat.



The Prosecutorial Council also approved, with several proposals, the classification of staff positions at all levels of the administration of the prosecutorial system, this proposal, which will be sent to the Ministry of Internal Affairs and Public Administration, after the enactment of the Law on Wages in the Public Sector.

The members of the KPK also approved: the Plan of the Commission for the Evaluation of Performance for 2023 and the Protocol for the compulsory training of prosecutors with poor performance, as well as the Report of the Commission for the Recruitment of twenty-

two new State Prosecutors, whose names will be sent for decree to the Office of the President of the Republic of Kosovo.

KPK asks the Ombudsman to refer the Law on Wages in the Public Sector to the Constitutional Court

The Kosovo Prosecutorial Council, through a press release, has informed the public opinion that it has addressed the request to the Ombudsman to refer the Law on Wages in the Public Sector to the Constitutional Court of the Republic of Kosovo, in accordance with the statutory and legal provisions.

KPC has reflected in this request the continuous comments, which have been made in relation to this law.

In this case, the KPC has determined that, with the entry into force of the Law on Wages in the Public Sector, the independence and functioning of the prosecutorial system is violated due to the very fact that this issue was decided once with the Judgment number KO 219/19 of the Constitutional Court of the Republic of Kosovo.



All the claims raised by the KPC, which have been sent to the Ombudsman, in advance also to the drafters of this Law, are based on international acts and practices, which have foreseen when the salary of the state prosecutor can be deducted.

KPC expresses its full readiness to cooperate with the Ombudsman, with the aim of referring this law to the Constitutional Court of Kosovo.

KPC supports the drafting of a law on salaries in the public sector, which should be based on the best international practices and standards and which will not affect the independence and functioning of any power.

The first meeting for 2023 of the Supervisory Commission for monitoring cases of corruption and economic crimes is held

The supervisory commission for monitoring cases of corruption and economic crimes held its first meeting for 2023.

The members of the Commission discussed the drafting of the Annual Report for the year 2022, analyzing the statistics sent by each prosecution and comparing them with the recommendations given during the visits made during the year 2022 to the prosecution offices of the Republic of Kosovo.



Also, the plan of visits that will be carried out in the prosecutor's offices of the Republic of Kosovo for the year 2023 was also discussed.

The Commission for Normative Issues approved the Work Plan for 2023

The Commission for Normative Issues held its first meeting in 2023, in which it approved the Work Plan for 2023, drawn up in accordance with the Work Plan of the KPC and other legal acts.



The report on the monitoring of the by-laws of the prosecutorial system was also reviewed, this report, which was prepared after the visits conducted by the Commission to the prosecutor's offices, in order to monitor the implementation of the by-laws.

The Deputy Chairman of the KPC received in a meeting the Director of the EUKOJUST Project

The Deputy Chairman of the Kosovo Prosecutorial Council hosted the Director of the EUKOJUST Project and the Project Team Leader, where they discussed project activities and cooperation for their implementation.

The Deputy Chairman, after evaluating the EUKOJUST project, emphasized that the prosecutorial system of Kosovo is benefiting from this project in many directions.



The interlocutors agreed to continue cooperation in the realization and implementation of all project activities.

The Commission approved the Personnel Plan for 2023

The Budget, Finance and Personnel Committee of the KPC, in which it discussed and approved the Personnel Plan for 2023, with all positions approved and distributed according to the requirements and needs of the KPC and the State Prosecutor in the relevant units, which was approved by the members of this Commission.



The Commission also reviewed and approved the Annual Financial Report for 2022, focusing mainly on clarifications and justification of expenses for each category and budget program, which it recommended for approval to the Kosovo Prosecutorial Council.

Activities of the KPC Secretariat

The KPC Secretariat, during the month of January, prepared the Report on the fulfillment of the activities of the Prosecutorial Council for the year 2022 in PKZMSA and held a meeting with representatives of the EUKOJUST project for the reporting mechanism for the implementation of the Rule of Law Strategy.

Also, the SKPC, in terms of professional capacity building, has continued to provide training for the implementation of the CMIS in the Office of the Chief State Prosecutor for the registration of the cases in the CMIS.