



BULLETIN OF THE KOSOVO PROSECUTORIAL COUNCIL

November 2022

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ACTIVITIES OF THE KOSOVO PROSECUTORIAL COUNCIL

(In this edition of this newsletter, the activities for the month of November 2022 are reflected)

Supervisory Commission: Fighting corruption and economic crimes, major priority and national interest of the country

Members of the Supervisory Commission for Corruption and Economic Crimes visited the Basic Prosecutor's Office in Mitrovica, where they were received by the Chief Prosecutor of this prosecutor's office.



In the meeting, it was said that the handling of corruption cases and economic crimes is being done with continuous dedication by all the country's prosecutors' offices, and concretely this is also being done by the Basic Prosecutor's Office in Mitrovica.

Also, during the discussions of the members of the Commission with the Chief Prosecutor, the need for maximum commitment to the handling of these cases was emphasized, regardless of the challenges that arise before this prosecution, because the fight against corruption is a major priority and the national interest of the country.

Commission for Normative Issues: The implementation of by-laws in the prosecutorial system will be continuously monitored

In the framework of monitoring the implementation of by-laws and in order to fulfill their work duties, the members of the Commission for Normative Issues visited the Appellate Prosecution and the Basic Prosecution in Pristina, where they were received by the chief prosecutors of these prosecutions.



In the focus of today's discussions were the aspects of information on the implementation of the by-laws in force and the acts that are in the process of being drafted, discussed and approved in the KPC, the facilitation of access to them, the challenges and difficulties in their implementation and the eventual proposals for amending normative acts.

Also, it was emphasized that the implementation of the by-laws in the prosecutorial system will be continuously monitored, in which case the questionnaire designed for the supervision of the implementation of the by-laws has been presented, which will facilitate the Commission's work process and help in the fulfillment of tasks related to the supervision of the implementation of by-laws and the drafting of the acts foreseen by the KPC Strategy for the year 2022-2024.

Deputy Chairman Shabani, part of the coordination meeting with development partners

The Deputy Chairman of the Prosecutorial Council of Kosovo, accompanied by the Acting Director of the Secretariat of the KPC, participated in the coordination meeting with the development partners for the implementation of the Strategy for the Rule of Law, where, in addition to local representatives, international partners and donors of the system also participated of Justice, this meeting, which was held at the Ministry of Justice.

During the meeting, the institutional activities for support from development partners, which emerge from the Rule of Law Strategy, were presented.



On this occasion, the Deputy Chairman of the Kosovo Prosecutorial Council, Veton Shabani, thanked the development partners, saying that this coordination meeting aims to create the possibility of joint discussions regarding the processes that the justice system is going through, work priorities and the strategic objectives, the needs for support and the coordination of activities, which will inevitably enable the advancement of the main processes in the prosecutorial system as well.

The Basic Prosecutor's Office of Gjilan has good statistics in dealing with cases of corruption and economic crimes

The Supervisory Commission for Corruption and Economic Crimes has continued its visits to prosecutor's offices, where today they visited the Basic Prosecutor's Office of Gjilan, whereupon they were received by the Chief Prosecutor of this prosecutor's office.



During this meeting, it was discussed about the cases of corruption and economic crimes, their treatment and the various challenges that appear on the road ahead of this prosecutor's office.

The members of the Commission said that, according to statistics, in the first six months of this year, the Basic Prosecutor's Office of Gjilan has emerged as the most successful prosecutor's office in dealing with cases of corruption and economic crimes. But, despite the good results, continuous commitment was required in dealing with these cases.

The eighth meeting of the Steering Committee of the EUKOJUST Project is held

The Chairman of the Prosecutorial Council of Kosovo chaired the eighth meeting of the Steering Committee of the EUKOJUST Project.



Chairman Maloku thanked the representatives of the project and all the actors involved in the implementation of the activities so far, emphasizing the main activities that have been developed within the framework of this project in support of the prosecutorial system during the period July-September 2022.

The meeting continued with the approval of the sixth quarterly report on the implementation of project activities, while the seventh quarterly report for the period July-September 2022 and the project work plan for the last quarter of 2022 were presented.

Serbian community of the Basic Prosecutor's Office of Mitrovica offer their resignations

The Kosovo Prosecutorial Council has been notified of the resignation of 10 prosecutors from the Serbian community of the Basic Prosecutor's Office of Mitrovica.



Likewise, the administrative staff from the Serbian community of this prosecutor's office have also offered their resignations.

The visits of the Supervisory Commission for Corruption and Economic Crimes to the prosecutor's offices of the country continue

The Supervisory Commission for Corruption and Economic Crimes visited the Basic Prosecutor's Office of Peja and the Basic Prosecutor's Office of Gjakova, where they were received by the chief prosecutors of these prosecutors' offices.



Consequently, in this meeting, the cases of corruption and economic crimes were discussed, as well as the relevant challenges related to this aspect with the basic prosecutor's offices in Peja and Gjakovë.

The members of the Commission emphasized that these prosecutor's offices have continued to deal with cases of corruption and economic crimes, and of course, in the future, continuous commitment is required for dealing with these specific cases.

The KPC discusses the situation created in the Basic Prosecutor's Office of Mitrovica

The Kosovo Prosecutorial Council held an extraordinary meeting, in which the Chief Prosecutor of the Appellate Prosecution, that of the Special

Prosecution of the Republic of Kosovo, the Chief Prosecutor of the Basic Prosecutor's Office of Mitrovica and international partners also participated.



This meeting began with discussions regarding the situation created in the Basic Prosecutor's Office in Mitrovica, after the resignation of the prosecutors and the administrative staff of the Serbian community. On this occasion, the members of the Council have asked the Chief Prosecutor of the Basic Prosecution of Mitrovica and the Secretariat of the Prosecutorial Council to evaluate the situation created and as a competent unit within the prosecutorial system to take the necessary measures and present to the Council concrete proposals for the proper functioning of work in the Basic Prosecutor's Office of Mitrovica.

During the meeting, the Prosecutorial Council did not review the resignations offered by the prosecutors and administrative staff, because an analysis and assessment of the situation created by the competent bodies regarding the possible responsibility who caused this situation is needed beforehand.

At the end of the discussion about the situation created in the Basic Prosecutor's Office of Mitrovica, the members of the Council said that they remained committed to the coordination of actions with other institutions, with the aim of the smooth running of work without interruption in this prosecutor's office, but also the functioning of a safe legal environment in the entire territory of the Republic of Kosovo. The competent bodies of Kosovo were asked to provide security for the employees and the facility of the Basic Prosecutor's Office in Northern Mitrovica.

During this meeting, the Council also confirmed the list of candidates for members of the Prosecutorial Council of Kosovo from among the prosecutors of the Appellate Prosecution and established the Review Committee for the announced position of General Director of the Secretariat of the Prosecutorial Council

of Kosovo and Director of the Prosecution Performance Review Unit.

A two-day workshop is held to increase efficiency in the implementation of CMIS

The Commission for the Administration of Prosecutions, in cooperation and with financial support from the EUKOJUST Project, is holding a two-day workshop related to the findings of the monitoring reports of the implementation of the Case Management Information System (CMIS).



At the opening of this workshop, the Chairman of the Commission for the Administration of Prosecutions, said that the Prosecution Council of Kosovo is continuously committed to work through its own bodies to create the best possible working conditions for all prosecutors and staff in the prosecutorial system.

Further, he said that the need for this workshop has come to light as a result of monitoring the implementation of CMIS in the prosecutor's office, where some deficiencies have been identified, so I believe that during this workshop we will be able to improve those deficiencies and to have the best possible functioning of CMIS.

In this workshop, in addition to the Commission for the Administration of Prosecutions and representatives of the EUKOJUST project, representatives of the EU Office in Kosovo, the Council of Europe, chief prosecutors, prosecutors and other actors, whose work is related to the implementation of CMIS, also participated.

Prosecutor Arian Gashi is voted as a member of the KPC

In the Appellate Prosecutor's Office of the Republic of Kosovo, the process for voting for the member of the

Kosovo Prosecutorial Council (KPC) from among the ranks of this prosecutor's office was carried out today.

Based on the legal powers, of all the prosecutors of this prosecution who had the right to run for members of the KPC, prosecutor Agron Bajrami and prosecutor Arian Gashi have used this right.



Seven prosecutors participated in the election process, as many as there are in this prosecutor's office, while after the voting process and the counting of votes, with 4 votes in favor, for the position of member of the KPC from the ranks of the Appellate Prosecutor's Office, prosecutor Arian Gashi was voted, while for the prosecutor Agron Bajrami there were three votes.

The election process in the Appellate Prosecutor's Office was developed relying on the legal deadlines, because the member of the KPC from this prosecutor's office, prosecutor Bedrije Sylja-Alshiqi, ends her mandate at the end of this year. Also, this process has been monitored by civil society organizations, the Group for Legal and Political Studies and the Betimi për Drejtësi.

Members of the Commission for Normative Issues visit the Basic Prosecutor's Office in Prizren

The members of the Commission for Normative Issues paid their next visit to the Basic Prosecutor's Office in Prizren, where they were received in a meeting by the Chief Prosecutor of this prosecutor's office.



This meeting was held within the framework of monitoring the implementation of by-laws and in order to fulfill the work duties, in which case the details and informative aspects for the implementation of the by-laws in force and the acts in the process of drafting, discussion and approval were discussed KPC.

The members of the Commission also discussed the ease of access to these acts, the possible difficulties during their implementation and the eventual proposals for their amendment and presented the questionnaire designed for the supervision of the implementation of the by-laws, which will facilitate the work process of Commission and the fulfillment of the tasks for the supervision of the implementation of the by-laws and the drafting of the acts foreseen by the Strategy of the KPC for the year 2022-2024.

The meeting of the Committee for Normative Issues is held

The Commission for Normative Issues reviewed the provisions of the draft Regulation for the Recruitment and Selection of Professional Associates, which provides for the manner, criteria and procedure of recruiting professional associates in the prosecutorial system.



On this occasion, the members of the Commission emphasized that through this draft regulation, a more efficient and professional procedure for the recruitment of professional associates will be implemented.

Kosovo Prosecutorial Council and Kosovo Customs with a memorandum of cooperation

The Kosovo Prosecutorial Council and the Customs of Kosovo signed a memorandum of cooperation, which was signed by the Chairman of the Kosovo Prosecutorial Council and the Director of the Customs of Kosovo.

The purpose of this memorandum is the interconnection of electronic systems and the exchange of data in electronic form between the Kosovo Prosecutorial Council of and the Customs of Kosovo.



All data from Kosovo Customs to the prosecutor's office will be sent electronically from their case management systems and vice versa.

After signing this memorandum, the Chairman of the KPC and the Director of the Customs of Kosovo, highly appreciated the cooperation of the two relevant institutions, saying that this signed memorandum proves the joint readiness for deepening the cooperation, with the sole purpose - strengthening of the fight against illegal phenomena.

KPC evaluates today's decision of the Government as an unconstitutional and illegal action

The Kosovo Prosecution Council held an extraordinary meeting, in which it discussed only one item on the agenda - related to the decision of the Government of the Republic of Kosovo to halve the salaries of prosecutors. The chief prosecutors of the prosecutor's offices also participated in this meeting.



At the beginning of this meeting, the members of the KPC and the chief prosecutors of the prosecutions of the Republic of Kosovo unanimously assessed that today's decision of the Government of the Republic of Kosovo is an unconstitutional and illegal decision, as well as a flagrant interference in the independence of the prosecutorial system.

In this meeting, the Kosovo Prosecutorial Council issued a decision requesting the Government of the Republic of Kosovo to immediately cancel decision No. 03/109 of November 23, 2022.

In the meantime, the work of the prosecution offices will be reduced and will continue only with essential services, as well as the Council and the prosecution offices will suspend all forms of cooperation with representatives of the Government of the Republic of Kosovo.

If this decision is not repealed by December 8, 2022, the Council will decide on other, more radical measures.

Activities of the KPC Secretariat

The KPC Secretariat, during the month of November, held the meeting of institutional leaders for the report of the collegial mission, based on the cases for the fight against organized crime and corruption, as well as held meetings with the working group for the implementation of the project for the opening of windows in the Palace of Justice.

During November, the text and script for the informative video for citizens' meetings in all the basic prosecutor's offices of the country was prepared, and the ICT/CMIS Project activity plan for 2023 was prepared, which aims to implement CMIS in all prosecutions and raising the quality of recorded data.

Regarding the strengthening of professional capacities, it provided support for the organization and holding of the workshop with the administration

of the prosecutions for the implementation of CMIS, then held the workshop with the topic "Presentation of reports for monitoring the implementation of CMIS", which is organized in cooperation with EUKOJUST Project. In addition, members of the administrative staff participated in the workshop: "Identification of needs and the design of the training curriculum" and in the trainings organized by the Kosovo Institute for Public Administration on the topics: "European system of protection of human rights " and "Behavior organizational", as well as the workshop "Identification of needs for the design of the training curriculum for the Commission for Performance Evaluation" was organized.

On the other hand, a meeting was held with representatives of the American Embassy, where the preparation of the technical specification for the opening of pages on social networks and the creation of a YouTube channel was discussed, as well as the verification in terms of data quality for all selected subjects and the new version of CMIS has been published, which contains the possibility of data editing by users, data transfer, etc.

The publication of the EULEX Justice Monitoring Report was also presented, and the draft Regulation for the procedure of recruitment and selection of professional associates, as well as the relevant announcement, was published for public consultation.

The nine-year analytical report (2013-2021) has also been finalized and the same was first processed for translation and review and approval (along with recommendations) in the KPC.

Activities of the Prosecution Performance Review Unit

During the month of November 2022, the PPRU completed the drafting of the State Prosecutor's nine-month work report, prepared comments and supplementary forms for the CMIS statistical report, as well as contributed to the organized workshops, with the aim of increasing of work efficiency for statistical reporting through CMIS. On the other hand, he also contributed to the meetings with the company for the development of CMIS statistical reports, the development and completion of the summary matrix with statistical notes with the data for the year 2022 related to the way of solving cases by the prosecutor's offices and the drafting of the description of the work duties for the staff of the ZMAVP, according to the Draft Regulation on the Activity,

Internal Organization and Systematization of the Administration in the Prosecutorial Council of Kosovo.

Also, statistical reports were prepared for the numerical state of cases for the month of October for the basic prosecutions, the Special and Appellate Prosecution according to the registers, and reports were prepared for the prosecutors' case load and the efficiency in solving them, during the month of October, for each prosecutor separately for all prosecutors' offices, except for the OCSP.

In the meantime, the data from the krimKorr application have been generated, in which case the statistical reports on the numerical state of the cases according to the groups of criminal offenses from the tracking mechanism for the month of October have also been prepared, as well as the data for the DASH for the month of October have been prepared, then the statistical data were sent to KAS according to special forms as requested by EUROSTAT.