



REPUBLIKA E KOSOVES  
REPUBLIKA KOSOVO / REPUBLIC OF KOSOVO  
KËSHILLI PROKURORIAL I KOSOVËS/ TUŽILAČKI SAVET KOSOVA/KOSOVO PROSECUTORIAL  
COUNCIL

# MONTHLY BULLETIN

Activities of the Kosovo Prosecutorial System



## 1. Activities of the Kosovo Prosecutorial Council



### The fight against corruption, in the focus of the meeting Hyseni-Havolli

Pristina, 01 November 2019- The Chairman of Kosovo Prosecutorial Council, Bahri Hyseni hosted in a meeting the Director of Anti-Corruption Agency, Shaip Havolli, where they discussed for the rule of law in Kosovo, with special focus on the implementation of three laws related to fight against corruption.

On this occasion was discussed the Law on Prevention of Conflict of Interest in Exercising Public Function, the Law on Protection of Whistleblowers and the Law on Declaration, Origin and Control of Property of Senior Public Officials and the Declaration, Origin and Control of Gifts for All official persons.

Chairman Hyseni and Director Havolli have said that the implementation of these laws is very important for the justice system in Kosovo, which is why there is a need for continuous coordination of institutions to achieve success.

Consequently, interlocutors have also discussed other issues of common institutional interest in combating corruption and illegal actions.

At the end of the meeting, the current cooperation between KPC and ACA was highly praised, expressing its readiness to deepen it, in order to rule of law and order in Kosovo.



### The Regulation on the organization and activity of KPC is discussed

Pristina, 1 November 2019 - Committee on Normative Issues of the Kosovo Prosecutorial Council, chaired by Chairman Zejnullah Gashi held the next meeting, attended by the Deputy Chairman of the KPC, Arben Ismajli, representatives of the US Embassy, the EU and Legal Office of the KPC Secretariat.

The purpose of this meeting was to continue the work on drafting the Regulation on the Organization and Activity of Kosovo Prosecutorial Council, which came as a need by the entry into force of the New Law on Kosovo Prosecutorial Council.

During this meeting work has continued on finalization of some articles and entire harmonization of the regulation with the new law on Kosovo Prosecutorial Council.

After drafting the Regulation, which will be in full harmony with the new Law on KPC, the Committee will propose its adoption to the Kosovo Prosecutorial Council.



## Chairman Hyseni hosted in the meeting the experts of the TAIEX assessment mission

Pristina, 5 November 2019 - Chairman of the Kosovo Prosecutorial Council, Bahri Hyseni, accompanied by Acting Chief Prosecutor of the Special Prosecution Office of the Republic of Kosovo, Afrim Shefkiu, hosted a delegation of the Assessment Mission of Technical Assistance and Information Exchange (TAIEX) of European Commission. The purpose of this meeting was to identify the results achieved, address sectoral policies and overall assessment of the functioning of the institutional capacity of the prosecutorial system in combating high-level corruption, organized crime and terrorism.

Consequently, Chairman Hyseni informed the participants about the organization, role, powers and tasks that the Kosovo Prosecutorial Council is doing, and the acting SPRK Chief Prosecutor, Shefkiu, responded to the European Commission delegation the interest in the difficulties and challenges of the Special Prosecution, with particular emphasis on the use and application of certain legal criteria related to the prosecution of cases and the responsibility of prosecutors.

The Chairman of the Prosecutorial Council, Bahri Hyseni, expressed special gratitude for the European Union's contribution to the Kosovo prosecutorial system, stressing that they are constantly working to overcome challenges, build and strengthen capacities to have efficient work, accountability and transparency.



## Chairman Hyseni meets OPDAT Director for Southeast Europe

Pristina, 8 November 2019 - The Head of the Kosovo Prosecutorial Council, Bahri Hyseni, accompanied by the Deputy Chief State Prosecutor, Sevdije Morina, hosted the Director of the Office of Prosecutorial Development, Assistance and Training, OPDAT for Southeast Europe, Paul Vaky.

The purpose of this meeting was the cooperation of the prosecutorial system with OPDAT and the areas in which these institutions should focus together in the future.

On this occasion, Chairman Hyseni and Deputy Chief Prosecutor Morina thanked Director Vaky for the OPDAT assistance provided to the Kosovo prosecutorial system, expressing the further need to provide assistance in the field of training and professional development of Kosovo prosecutors.

On the other hand, Director Vaky has also spoken about the continuation of support for the prosecutorial system, saying that coordination will continue for further assistance in the necessary areas and segments.

The two interlocutors focused on concrete topics of common interest that in the future are expected to be activities between the Kosovo prosecutorial system and OPDAT, with the aim of assisting and professional development of Kosovo prosecutors.



## Workshop on implementation of the Law on Disciplinary Responsibility of Judges and Prosecutors is held

Pristina, 8 November 2019 - The Chairman of the Kosovo Prosecutorial Council, Bahri Hyseni, along with Deputy Chairman Arben Ismajli, as well as members of the Prosecutorial Council, Chief Prosecutors of all prosecutions, prosecutors - members of investigative panels and the General Director of the Secretariat, have participated in a workshop on the implementation of the Law on the Disciplinary Responsibility of Judges and Prosecutors, organized by the US Embassy in Pristina, where also participated the KJC Chairperson, Judicial Council members, Presidents of Courts and judges - members of investigative panels.

The purpose of this workshop was to discuss the interpretation of the provisions of the Law on the Disciplinary Liability of Judges and Prosecutors and its practical application and regulations, as well as to discuss the main challenges in disciplining judges and prosecutors.

Initially, the Chairman of the Prosecutorial Council, Bahri Hyseni, presented a summary on the development of current disciplinary proceedings against prosecutors, stating that despite the dilemmas, the Prosecutorial Council has managed to establish 10 investigative panels since the entry into force of this law, where five hearings were



held in the Council and relevant decisions were taken, while two more hearings are expected to be held at the next Council meeting.

On the other hand, representatives of the US Embassy in Pristina have said that the practical assessment of the implementation of the Law on Disciplinary Responsibility for Judges and Prosecutors is a result of the continuing demand to enhance the performance of the evaluation mechanisms of the justice system in Kosovo.

At the conclusion of this workshop it was unanimously requested that another roundtable of this nature be held, in which a joint group will be established to develop a practical guide to the implementation of this law, in order to have more clarity on the procedures for disciplinary responsibility of judges and prosecutors.



### The 174th meeting of the Kosovo Prosecutorial Council is held

Pristina, 12 November 2019- Kosovo Prosecutorial Council held its next meeting chaired by Chairman Bahri Hyseni, where he reviewed and approved the foreseen items on the agenda.

KPC at the beginning of the meeting approved the Inter-Institutional Tracking Mechanism Report along with some recommendations for the characteristic criminal offenses for the period January-September 2019, which was presented by the Director of Prosecution Performance Review Unit, Valon Jupa.



Also following this meeting were reviewed the reports of the review committees on the process of selecting the candidates for Chief Prosecutor of the Special Prosecution and the Basic Prosecution of Prishtina, as well as the recommendations of these committees on the objections of the candidates for Chief Prosecutors of these two prosecutions. At the end of the meeting, the Prosecutorial Council held two hearing sessions on the implementation of the Law on the Disciplinary Responsibilities of Judges and Prosecutors, and addressed several other issues within its scope.



### The organizational units are coordinated, focusing on preparations for drafting the KPC Work Plan for 2020

Pristina, November 13, 2019 - General Director of the Kosovo Prosecutorial Council Secretariat, Lavdim Krasniqi, held a meeting with administrative leaders of the KPC's organizational units.

The purpose of the meeting was to discuss the development of thematic frameworks and concepts of the Work Plan for 2020, which will be addressed in the workshop to be held on November 14-15, as well as presenting current work reports and coordinating communication and cooperation between organizational units.

Consequently, during the today's meeting was discussed for the work processes, with a particular focus on the preparations being made for the drafting of the 2020 Work Plan and on the progress of preparation of the closure of works by the end of this year,



including planning of needs and regular development of activities related to the work and needs of KPC and the Office of the State Prosecutor.

At the end, Director Krasniqi requested systematic dedication and commitment of the unit leaders, in order to successfully complete the ongoing work for 2019.



### Advancing the mediation system is a priority of the justice system

Pristina, 14 November 2019- A roundtable entitled “Advancing the Mediation system in Kosovo” was held, attended by chief prosecutors and presidents of Kosovo courts. This roundtable was supported by UNDP through the project “Representing Access to Justice and Rule of Law Reform in Kosovo” and funded by Norwegian Embassy in Kosovo.

The Deputy Chairman of the Kosovo Prosecutorial Council (KPC), Arben Ismajli spoke at this roundtable, who in front of the participants said that the mediation as an extrajudicial activity is a good opportunity to reduce cases in the prosecutions and courts of Kosovo.

Also, the deputy chairman Ismajli spoke about the actions taken by the Kosovo Prosecutorial Council regarding the better functioning of mediation in prosecutions, focusing on the work done in drafting bylaws drafted by the KPC, which regulate the field of mediation.

Whereas, the prosecutor in the Office of the Chief State Prosecutor, Besim Kelmendi, talked about the good opportunities that mediation brings to the justice system, but also the challenges of its implementation.

Prosecutor Kelmendi further presented the findings on the challenges of implementing mediation in practice, in meetings with administrators and mediation clerks of the prosecution offices and courts.



UNDP project manager for strengthening the rule of law, Ardian Latifaj spoke about the workshops and roundtables organized to support the implementation of mediation.



### **General Director, Krasniqi: Accountability management, with increased focus on administration commitments for 2020**

Pristina, November 15, 2019 - Director General of the KPC Secretariat, Lavdim Krasniqi, said that systematic capacity building, improved coordination and accountability management will be an increased focus of prosecutorial system administration commitments in the coming year. He made these comments at the discussion table of priorities for the 2020 Work Plan, which was attended by the Director of the Prosecution Performance Review Unit, Valon Jupa, prosecution administrators, organizational unit leaders and other officials of the prosecutorial system.

On this occasion, the General Director, Krasniqi, talked about the support in providing services according to the needs of KPC and OSP troops, setting general and specific objectives, the method and methodology of drafting the Work Plan for 2020, as well as setting the required standards for its efficient and effective implementation.



Also addressed in this context is the organization of teamwork in a comprehensive manner, timely planning and implementation of work processes, interactive communication and transparent provision of external information, standardization of work processes, and the provision of KPC and OSP support regarding the coordination of partners and donors for the institutional development of the prosecutorial system.

At the end of this roundtable, it was decided that draft work plans of the organizational units for 2020 should be ready by the end of November, so that the final draft could be processed for approval by the Prosecutorial Council at the end of the year.



### **KPC Chairman, Hyseni, Attends Second Regional Coordination Meeting against Weapons Trafficking**

Tirana, 21 November 2019 - The Chairman of the Kosovo Prosecutorial Council, Bahri Hyseni, attends the Second Regional Coordination Meeting in Tirana on the implementation of the Roadmap for a sustainable solution to the illegal possession, misuse and trafficking of small and light weapons and their ammunition in the Western Balkans until 2024, an event funded by the European Union.

Consequently, at this meeting, attended by representatives of the EU, the Regional Cooperation Council and the Ministries of Internal Affairs of the countries of South East and Eastern Europe were discussed issues related to the implementation of this roadmap.



Speaking about the implementation of this regional guide on weapons, Kosovo Prosecutorial Council Chairman Bahri Hyseni emphasized the importance of the Tracking Mechanism for characteristic offenses, including weapons, saying that in the Case Management Information System (CMIS) database record all information, including "PP" criminal reports and "PPN" information on characteristic criminal offenses and the persons involved. Meanwhile, the Prosecutorial Council has appointed a prosecutor as the focal point for cooperation in combating weapons-related offenses.

On the other hand, in the first and second sessions discussions on assessing the progress, challenges and needs of the participating countries were dominated, and an action plan was presented, including progress on set goals and identified needs.

Participants have also pledged that national and international mechanisms will be strongly engaged to provide planned support for the implementation of this guideline, as well as to monitor the implementation of regional findings, and to continually present key performance indicators of this guideline.



### The financial report for the period January-September 2019 is approved

Pristina, November 25, 2019 - The Committee on Budget, Finance and Personnel of the Kosovo Prosecutorial Council, led by its Chairperson, Prosecutor Deshire Jusaj, held its next meeting, in which, in addition to the members of the Committee, also attended the General Director of KPCS, Lavdim Krasniqi and officials of the relevant units of the Kosovo Prosecutorial Council Secretariat.



The purpose of this meeting was to review the Financial Report for the period January-September 2019, presented by the General Director of the KPC Secretariat, including all Council budget programs by economic categories, a report which was approved by the Committee on Budget, Finance and Personnel.

Also at the meeting was presented the Draft Instruction on management of public money expenditures in the prosecutorial system, for which a decision was made to proceed this draft to the Committee on Normative Issues.



### Cooperation between KPC and KLI is appreciated

Pristina, 26 November 2019 - Chairman of the Kosovo Prosecutorial Council, Bahri Hyseni, together with Deputy Chairman Arben Ismajli, hosted in a meeting the representatives of the Non-Governmental Organization "Kosovo Law Institute - KLI", Ehat Miftaraj and Betim Musliu.

At this meeting, Chairperson Hyseni has received systematic, monitoring and research reports of the prosecutorial system from representatives of the Kosovo Institute of Justice.

Chairman Hyseni, after receiving the reports, assessed the cooperation with KLI and promised cooperation in the future. Also, Chairman Hyseni said that the recommendations presented in the report will have the treatment deserved by the Kosovo Prosecutorial Council.



The Kosovo Prosecutorial Council and the Kosovo Law Institute have ongoing cooperation which aims to strengthen the Kosovo prosecutorial system in the fight against corruption, organized crime and other illegal phenomena.



### **CMIS project will influence the increase of performance, efficiency, speed and transparency in the prosecutorial system**

Pristina, 27 November 2019 - Chairman of the Kosovo Prosecutorial Council (KPC), Bahri Hyseni, hosted in a meeting the Norwegian Ambassador to Kosovo, Jens Erik Grøndahl.

The purpose of the meeting was the coordination of joint activities and the possibility of enhancing cooperation with particular emphasis on the Project on Case Management in Courts and Prosecutions (CMIS) a project funded by the Norwegian Government.

On this occasion, Chairman Hyseni thanked Ambassador Jens Erik Grøndahl for the unwavering support and funding of the CMIS Project. He further informed the Norwegian Ambassador on the activities developed and expected to be developed by the KPC in order to fully implement this project, whereby he said that this project is special because the digitization of the work will affect the performance, efficiency, speed and transparency of the prosecutorial system.

On the other hand, Ambassador Jens Erik Grøndahl pledged continued support for the full implementation of the CMIS Project, with the aim of increasing the efficiency of the



justice system in Kosovo, while expressing the willingness to deepen cooperation in other areas of joint interest of the prosecutorial system and the Norwegian embassy. Both interlocutors said they intend to remain in a strong, long-term and committed partnership through communication, coordination and strengthening cooperation.



### **Responding on time and fighting inaccurate news, focusing on training chief prosecutors, prosecutors and public communication officers**

Peja, 30 November 2019- The timely response and combating of inaccurate news, as well as the reinforcement of the overall role of the State Prosecutor Office in public relations, were the focus of the two day training that brought together chief prosecutors, prosecutors, and public relation officials of the prosecutorial system in Kosovo. The training was also attended by the Chairman of the Kosovo Prosecutorial Council, Bahri Hyseni, and the General Director of the KPC Secretariat, Lavdim Krasniqi.

This training was organized by “Internews Kosova” in cooperation with the Prosecutorial Council and the office of the Chief State Prosecutor in the framework of the Project “Support to Anti-Corruption Efforts in Kosovo SAEK2”, where the keynote speakers were Director of the “Internews Kosova”-, Faik Ispahiu, author and editor of “Justice in Kosovo”, Kreshnik Gashi and Board member of the Kosovo Press Council, Labinot Leposhtica.

The inevitable use of social networks, the practical implementation of the new Public Communications Service Regulation, the resolution and addressing of daily challenges were also discussed during the sessions of this training, while other topics of interest were the creation of a public communication plan and public appearances of prosecutors, simulation of public appearances, analysis and learning from mistakes.



Training participants agreed that in the future they would conduct further discussions on the need to change practices and develop capacities to identify additional public communication resources in the Prosecutorial Council and the office of the State Prosecutor.



## KPC Secretariat

Within the framework of administrative responsibilities and support for the Kosovo Prosecutorial Council, the Office of the Chief State Prosecutor and Prosecutors, the Director General of the Secretariat of the Kosovo Prosecutorial Council has held various meetings with the aim of strengthening and professionalizing the administration of the prosecutorial system increasing efficiency and effectiveness at work.

It has also coordinated the work and activities of the KPC Secretariat administration and prosecution administration.

The Law Office has drafted legal acts, analyzed and provided legal opinions on acts drafted by Council Secretariat units, and has assisted committees and other bodies in drafting bylaws and other documents.

The Office of Public Communication (OPC) followed the activities of the Chair of the Council, presenting their work through the media..

During this month, the OPC has prepared 22 materials for the public in various formats, such as: communications, statements, explanations, reactions etc. This office has also fulfilled the demands of the media and NGOs regarding their interest in getting acquainted with the ongoing work, activities and processes, which are expected to be developed in the prosecutorial system..

The Internal Audit Unit has completed the regular audit in the Budget and Finance Division. For this year, this was the last audit as planned. Fulfillment of 100% of works for 2019. A total of five audits have been completed by the Internal Audit Unit.

The National Audit Office has carried out the interim audit phase, which was conducted in the Department of Budget, Finance and General Services for the financial statements of the prosecutorial system. This department during this month prepared the nine-month financial report for 2019, which was approved by the Committee on Budget and Finance.

The Department of Information Technology has developed standard operating procedures for data deletion, which are incorrectly registered in the Case Management Information System (CMIS). Also, this department has prepared the CMIS Implementation Report for the period January - November 2019 for the Basic Prosecutions and the Special Prosecution Office of the Republic of Kosovo.



The Procurement Division has developed a total of 3 procurement procedures and signed 3 contracts.



## Prosecution Performance Review Unit of the KPC

Prosecutor's Performance Review Unit (PPRU) has drafted the Nine Monthly Work Report of the State Prosecutor, drafted the work priorities of the ZMAVP for inclusion in the draft 2020 Work Plan.

The Unit has also drafted a concept paper for the prosecutors' performance appraisal system and has produced an analytical report on the trend and specifics of the old (transferred) cases in the last three years.

Statistical data were prepared according to the requirements of the KPC Communications Office, KJC Information Officer, Kosovo Institute of Justice, prosecutors attending roundtables and various working groups.

Statistical data were gathered on the work of 20 prosecutors who are in the process of evaluation and made calculations on the percentage of fulfillment of the guidance norm as requested by the Prosecutor's Evaluation Committee.