

**Special Prosecution Office
Prokuroria Speciale
Kancelarija Specijalnog Tužilaštva**



**STATISTICAL BOOKLET
As of 28 June 2011**

Foreword

During the period between July 2010 and June 2011, the SPRK has contributed to the fight against Organised Crime, high-profile Corruption cases and War Crimes. With an office consisting of 11 International Prosecutors, 10 National Prosecutors and a support staff (legal and non-legal) of 60, including the recent addition of five Financial Experts for the Anti-Corruption Task Force in April 2011, the SPRK has effectively met the combined challenge of both UNMIK inherited cases and subsequent criminal activity.

This booklet is designed to highlight in a statistical way this investigative and prosecutorial work for the purpose of transparency and accountability.

Over the past year much effort has been placed in three particular areas.

First, Organised Crime and Corruption cases have attracted considerable attention by the local and international media as well as the wider international community. During the reporting period, the SPRK, with the full cooperation of both Kosovo Police and EULEX Police, has undertaken over 28 pre-trial operational activities including searches and arrests. This included two operations with one arrest of a defendant in the North.

In addition to pre-trial matters, this year the SPRK has filed indictments in a number of high-profile criminal cases including the “Medicus” case; the “Tobacco/Customs and Excise” case; and the “PTK” case.

Subsequent to the confirmation of indictments, the frequency and duration of trial sessions have also grown reflecting the complexity of the evidence in the possession of the prosecution. Indeed, in the recent Credit Bank of Pristina case, SPRK prosecutors dealt with over 50 days of trial sittings.

Secondly, significant attention has been paid by the SPRK to War Crimes. Examples of such focused activity can be seen in the initiation of the war crime investigation on the “Meja massacre” which occurred on 27 and 28 April 1999 in Meja and Orize in Gjakovë/Đakovica Municipality. This event, prior to EULEX, had never been investigated. In the “Cahan case” the offences occurred during the conflict in northern Albania.

The third and final area of attention is in relation to UNMIK files inherited by EULEX. Out of a backlog of 179 open investigations, 111 have been concluded.

In addition, it is important to note that the SPRK has adopted a comprehensive approach to the investigation and prosecution of crimes under its responsibility. This has included being at the forefront of technical cooperation with Serbia in the prosecution of war crimes such as “Cuska” and

Organised Crime such as “Tisa” in order to bring perpetrators to justice irrespective of their ethnicity. In the latter case, this has led to the successful conviction of key defendants in a migrant smuggling ring.

Equally, effective co-operation with EU Member States has been instrumental to progressing with the investigation of complex cases. For example, co-operation between the SPRK and prosecutorial counterparts in Slovenia, Italy and Germany in the “Fortuna” case concerning a widespread organised crime group led to the indictment and trial of three persons for organised crime and drug trafficking. A verdict is expected in the coming month. However, there remains a need to strengthen co-operation with EU Member States for success in outstanding cases.

There were also notable successes by the Kosovo prosecutors at the SPRK during the reporting period, reflecting the move to handover more high-profile cases to Kosovo prosecutors. This achievement is particularly noticeable in organised crime, financial matters and war crime cases, some of which were only recently handed over.

Indeed, this successful passing of responsibility to Kosovo prosecutors can be exemplified by the confirmation of an indictment by the Pristina District Court on 14th April 2011 in the Novo Brdo/Artanë case. This was the first case entirely investigated and conducted by a Kosovo prosecutor.

Key steps were also made in organised crime cases handled by Kosovo prosecutors of the SPRK. This includes the Tisa river case and the case on the murder of Triumf Riza for which the verdicts were announced. In addition, in April 2011 an indictment in a case concerning the kidnapping of a businessman in Peja/Peć in September 2010 was recently confirmed in its entirety by the Court.

The so called “Central Bank case” has also been dealt with by a Kosovo prosecutor with the full support of EULEX SPRK prosecutors.

The SPRK recognises the need to demonstrate the commitment and contribution it has made to constructing and building-up effective Rule of Law processes in Kosovo and the threat posed to a society, both politically and economically, by the absence of such systems.

The high-profile cases that have now reached the trial stage are a testimony to this commitment. Nevertheless, we also recognise that considerable challenges remain which need to be tackled both in relation to current and future investigations and in the preparation of the transfer of executive functions from EULEX to the Kosovo authorities.

Pristina, 28 June 2011

Isabelle Arnal & *Sevdije Morina*
Head of the SPRK & *Deputy Head of the SPRK*

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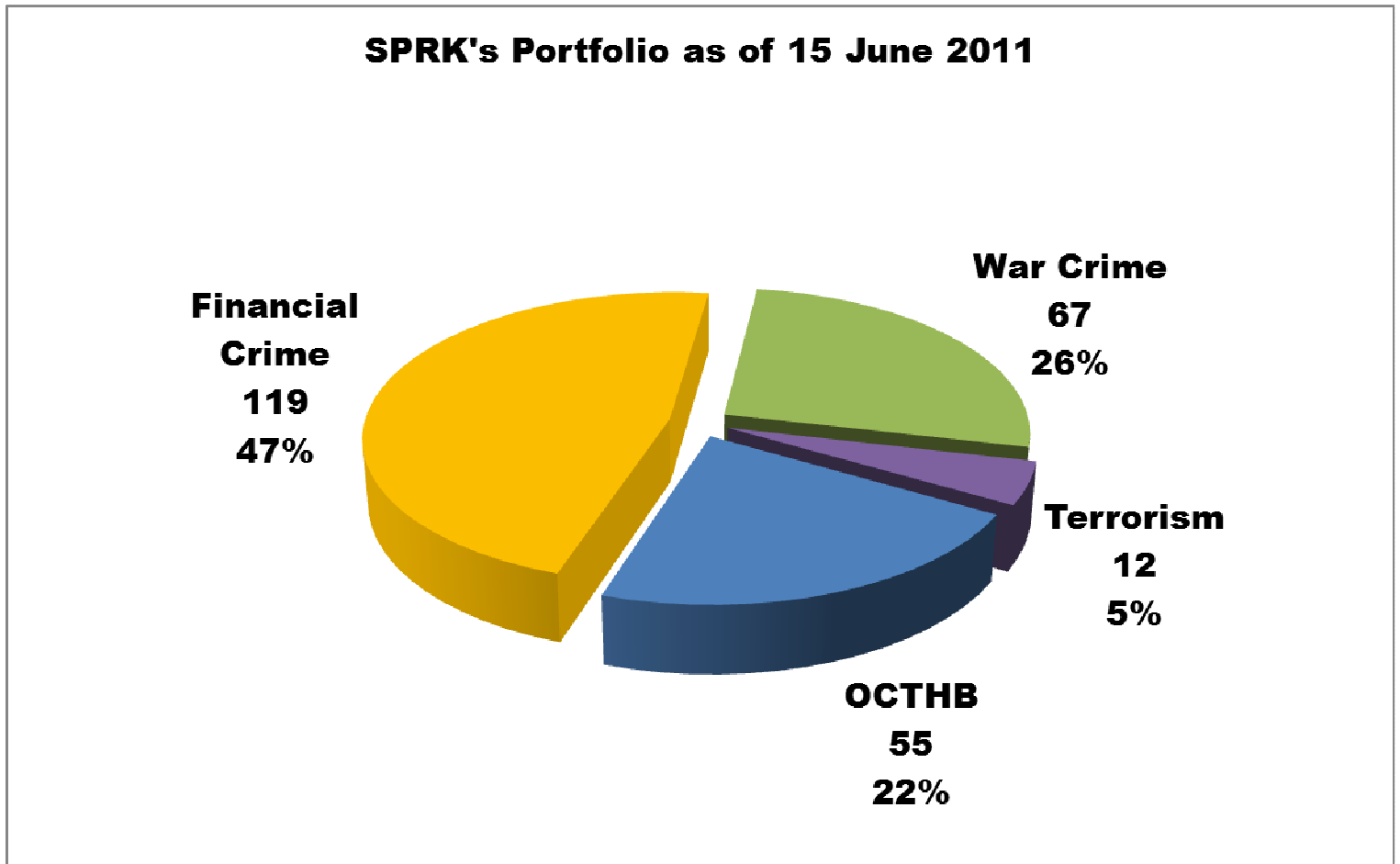
I- OVERVIEW OF THE MAIN OPERATIONS AND ARRESTS FROM JULY 2010 TO 27 JUNE 2011

There has been a significant amount of visible operational activity from July 2010 to present, including over **twenty-eight (28) searches/arrests in complex investigations.**

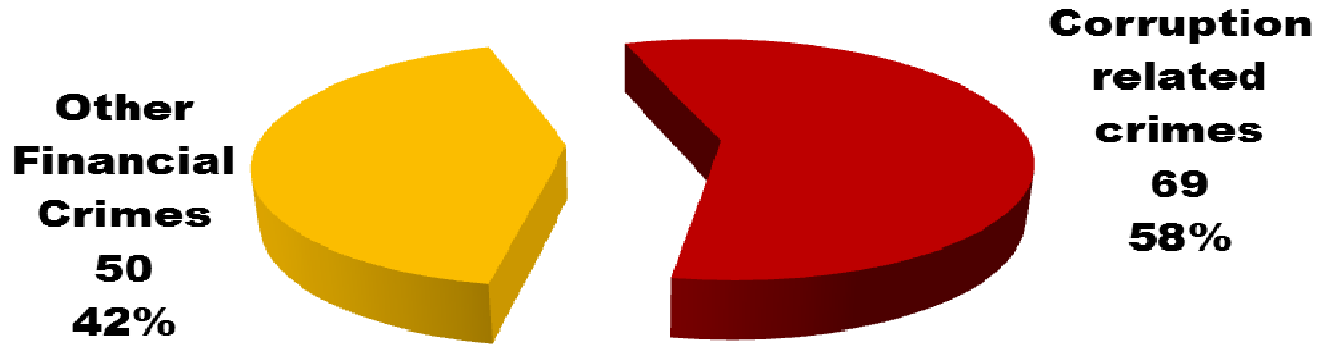
- 1) Ministry of Health (July 2010) – EULEX Police- Corruption ;
- 2) Central Bank of Kosovo, (July 2010) – Kosovo Police of the Anti Corruption Task Force of the SPRK – Financial Offences;
- 3) PTK (July 2010)- EULEX Police- Corruption and Financial Offences;
- 4) Several searches also took place in the Bllaca war crime and Organised Crime investigations (August 2010) – EULEX Police;
- 5) MTPT case (August 2010)- EULEX Police – Corruption and Financial Offences;
- 6) Skenderaj /Srbica (September 2010) - KP of the Anti Corruption Task Force (SPRK) - Financial Offences;
- 7) Arrest – Dardania case - (September 2010) KP of the Anti Corruption Task Force (SPRK
- 8) 26 November 2010 – Kosova e Re (Pristina) - Kosovo Police of the Anti Corruption Task Force of the SPRK – Financial Offences;
- 9) Rahovec/ Orahovac - EULEX Police - War Crimes;
- 10) Customs Headquarters. Tobacco and Excise Case (December 2010) - EULEX Police - Financial Offences;
- 11) Fortuna case (4th December 2010) - Kosovo Police - Organised crime and trafficking in drugs;
- 12) High-profile criminal arrest in Peja/Peć (December 2010) - Kosovo Police (KP) – Organised Crime
- 13) MTPT case (January 2011) - EULEX Police – Corruption and Financial Crime;
- 14) Operation of 15th February 2011 included early morning searches of five (5) locations in Zubin Potok February 2011- EULEX Police – Organised Crime;
- 15) Operation regarding BKT case – 28 February – – Kosovo Police of the Anti Corruption Task Force of the SPRK
- 16) Search in Peja - Kosovo Police of the Anti Corruption Task Force of the SPRK (30 March 2011) – Financial Offences;
- 17) Malishevë/Mališevo and Lipljan/Lipjan arrest of defendants in March and April 2011 - EULEX Police - War crime;
- 18) Peja/Peć Arrest of one defendant (May 2011) - EULEX Police Arrest – Drug Trafficking;
- 19) North Case Operation Arrest of one defendant (May 2011) – EULEX Police – Organised Crime;
- 20) Five defendants arrested in relation to smuggling of migrants (Prizren) May 2011- Kosovo police – Organised crime and people trafficking;
- 21) Six KP officers arrested in North and South Mitrovica (May 2011) - Anti Corruption Task Force (SPRK) – Organised Crime and Corruption;
- 22) Municipality court of Lipjan –(May 2011) – Kosovo Police - Corruption offences;
- 23) Arrest of three suspects (triple murder) –(30 May 2011) - Kosovo Police;
- 24) Seven defendants arrested in relation to smuggling of migrants – (10 and 13 June 2011) - Kosovo Police - Organised crime and people trafficking; and
- 25) Searches in the context of money laundering and tax evasion (14 June 2011) -Kosovo Police.
- 26) Searches – Ministry of Communities and Returns – joint investigation EULEX /KP corruption (15 June 2011)
- 27) Searches in the context of the unlawful access of credit card information on 17th June 2011. Kosovo Police
- 28) Searches in the Municipal Cadastral Office of Gracanica – Corruption cases - EULEX Police

A) SPRK's portfolio as of 15 June 2011

Currently, the SPRK has 253 cases under investigation. This includes all areas under its competence including War Crimes, Terrorism, Organised and Financial Crime. The breakdown of the total cases under each category is displayed below:

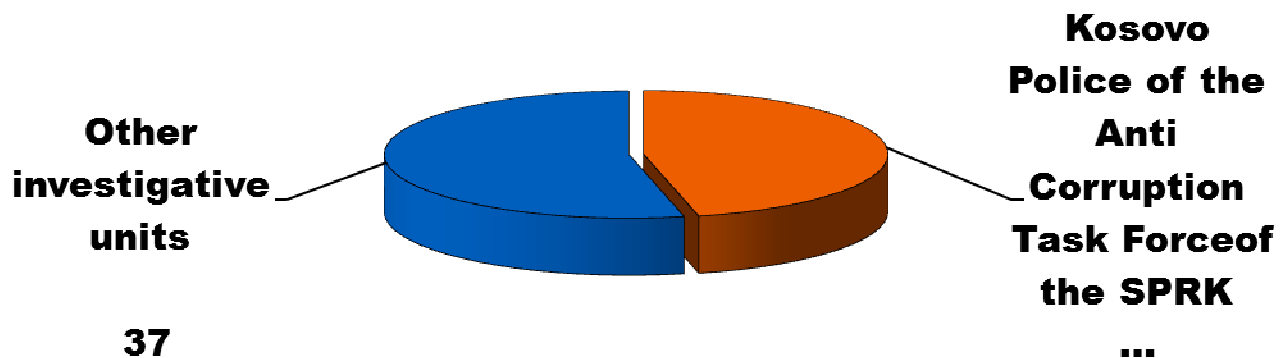


Corruption Related Crimes in SPRK's Portfolio

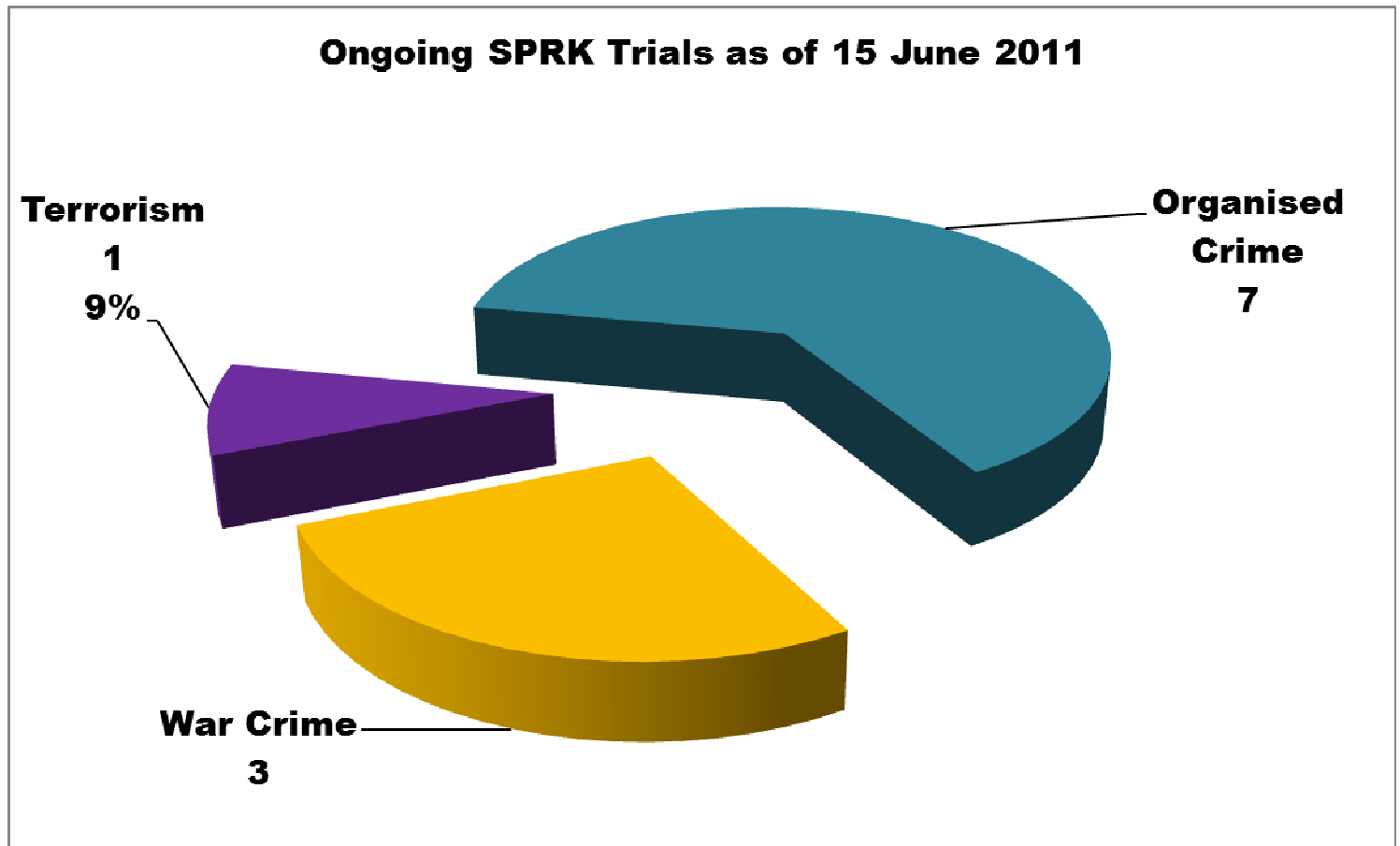


C) Entrustment of corruption cases in the SPRK to investigative units

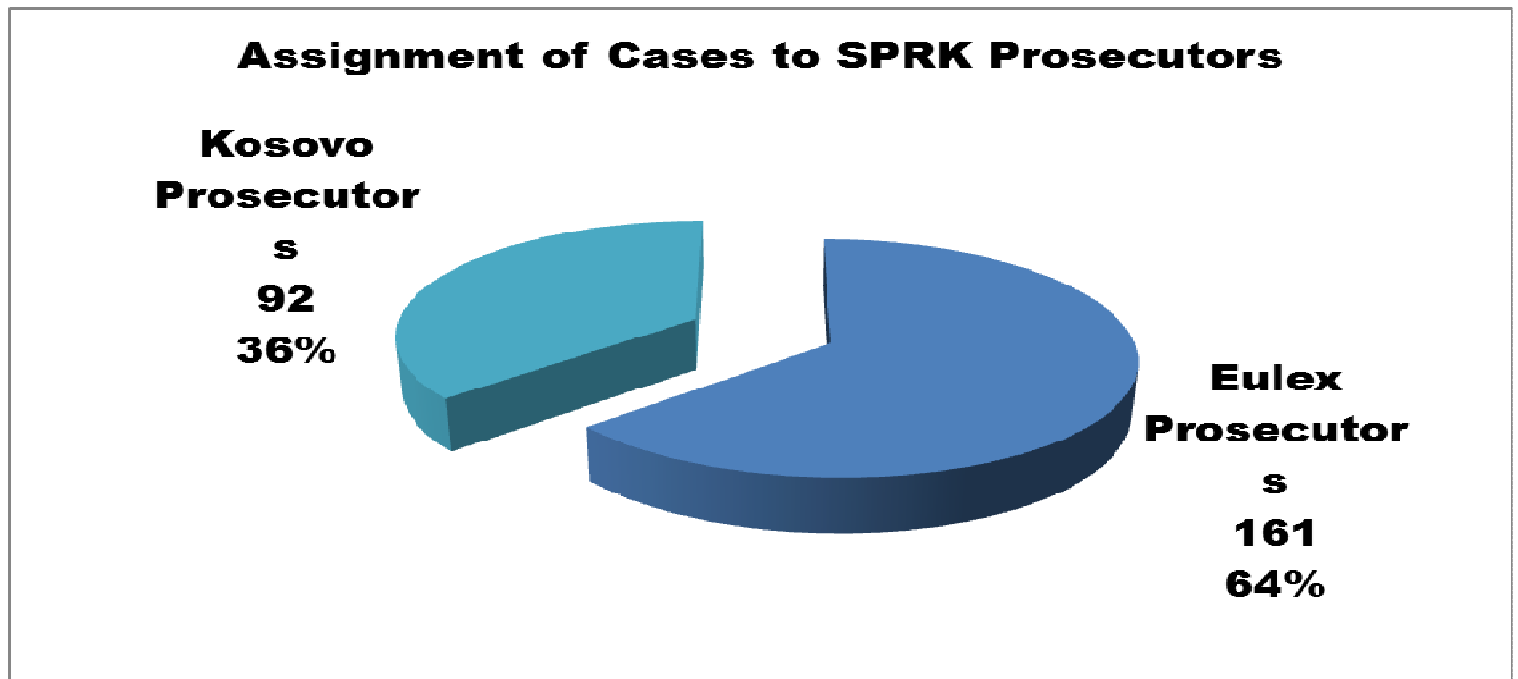
Entrustment of corruption cases to Investigative Units of 22 June 2011



D) Ongoing trials in the SPRK as of 15 June 2011

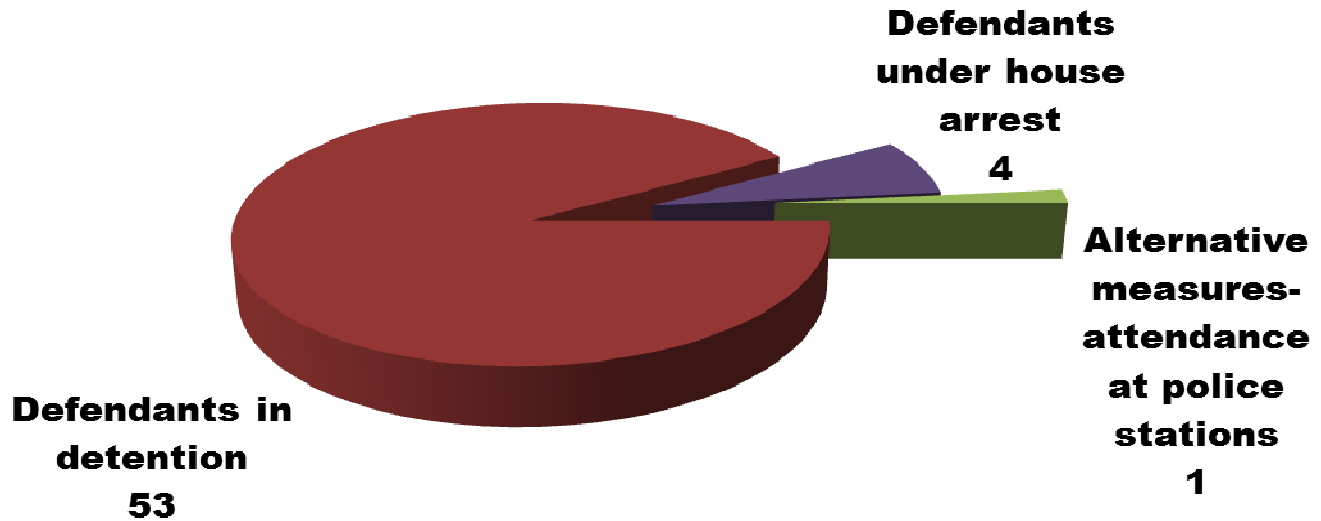


D) Breakdown of the assignment of cases to SPRK Prosecutors



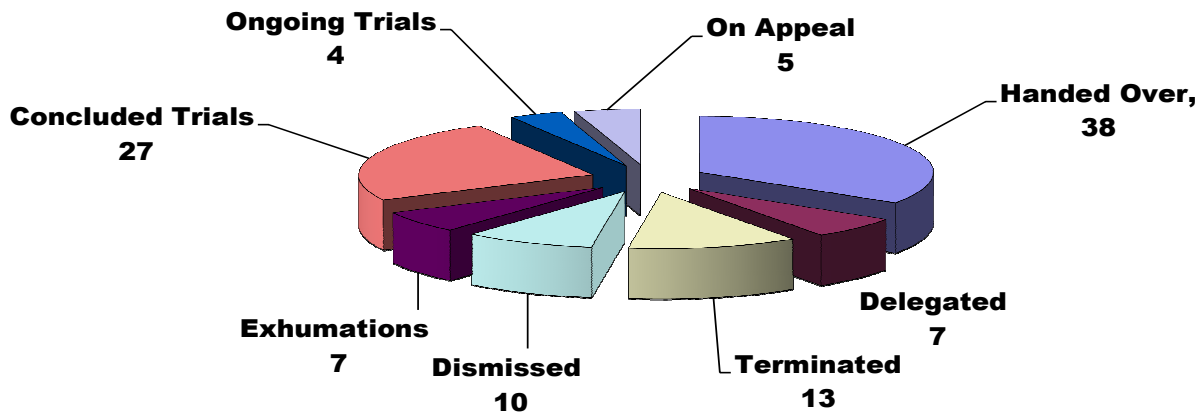
E) Detention and alternative measures related to SPRK cases in June 2011

Detention and Alternative Measures in June 2011

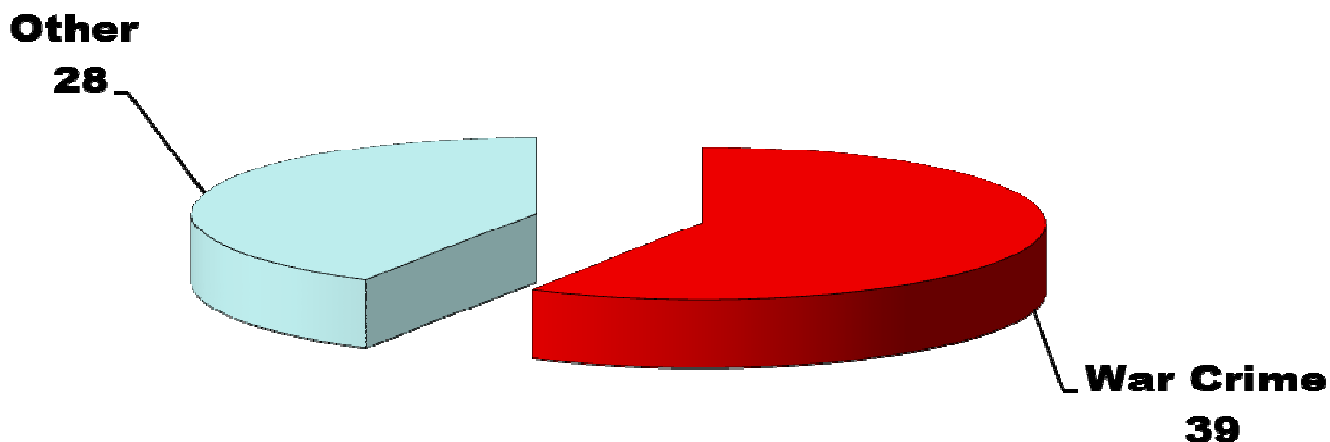


III- UNMIK BACKLOG

Out of 179 UNMIK
111 cases were concluded by SPRK
as of 15 June 2011



68 ONGOING UNMIK BACKLOG CASES AS OF 16 June 2011



IV - AT THE LEVEL OF INDICTMENT, TRIALS AND VERDICTS

- 1) In total, between January and June 2011 at least fifteen (15) **Organised crime cases** have reached the stage of indictment, trial or verdict.
- 2) As regards Financial Crime, three (3) high-profile indictments were filed and confirmed during this period. This included the filing of the indictments in the **PTK and Tobacco Excise cases** in June 2011. **Three (3) additional financial crime indictments are expected to be filed soon.**

TRIAL¹

There are ten (10) ongoing SPRK trials as of 15 June 2011 including the Cahan war crimes trial of Sabit Geci and the Riza Alija trial of Fahredin Gashi et al. PPS 09/2010 (in which Bllaca is a co-operative witness).

¹ In 2009, fourteen (14) trials were concluded in 2009 by the SPRK. In 2010, ten (10) trials were concluded by the SPRK.
SPRK statistics
28 June 2011

3) VERDICTS

There were ten **(10) verdicts** during the time period (January – 20 June 2011) on financial and organised crime matters in particular the “**Tisa river**” trial dealing with organised crime and human smuggling from Kosovo through Serbia to the European Union. A verdict on the drug trafficking case “**Fortuna Case**” which has a connection to European Union countries is expected in July 2011.