



**Republika e Kosovës**  
**Republika Kosovo - Republic of Kosovo**  
*Kuvendi - Skupština - Assembly*

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**Law No. 05/L -054**

**ON LEGAL PROTECTION AND FINANCIAL SUPPORT FOR  
POTENTIAL ACCUSED PERSONS IN TRIALS BEFORE THE  
SPECIALIST CHAMBERS**

**The Assembly of the Republic of Kosovo,**

In support of Article 65 (1) of the Constitution of the Republic of Kosovo,

Confirming the stance and consistent belief that the war of the people of Kosovo, led by the Kosovo Liberation Army, and supported by NATO forces, was just and clean war aimed at the liberation of Kosovo, war against the military, police, paramilitary and Serbian occupatory administration in Kosovo;

Recognizing the sacrifice, commitment and contribution of the Kosovo Liberation Army (KLA), supported by NATO who was led by the U.S. and its allies, being decisive factors in bringing freedom and independence for the people of Kosovo;

In order to protect and shed light on the truth about possible judicial processes before the Specialist Chambers, without any interference and possible action which would lead to the termination of this process and which could be left as unresolved stain to the new history of the Republic of Kosovo;

Reiterating the commitment of the Republic of Kosovo to protect the rights of all its citizens;

Reaffirming the readiness of the Republic of Kosovo institutions to continue and deepen the cooperation with the European Union, presented the International Agreement ratified between the Republic of Kosovo and the European Union on the European Union Rule of Law Mission in Kosovo (Law No. 04/L-274);

Approves

# **LAW ON LEGAL PROTECTION AND FINANCIAL SUPPORT FOR POTENTIAL ACCUSED PERSONS IN TRIALS BEFORE THE SPECIALIST CHAMBERS**

## **CHAPTER I GENERAL PROVISIONS**

### **Article 1 Purpose**

This Law aims to offer legal protection and financial support of potential accused persons in court proceedings and procedures related to the alleged crimes before the Specialist Chambers.

### **Article 2 Scope**

The provisions of this Law shall apply to any person who is accused of crimes alleged in proceedings before the Specialist Chambers including legal protection for the accused persons and the financial support of immediate members of their family for travelling related to court proceedings that are held outside of the Republic of Kosovo.

### **Article 3 Legal Protection**

1. All accused persons have the right to request assistance for covering of the costs of defence and engagement of an independent, experienced and competent defence attorney to be paid from the Kosovo Budget, allocated for the purpose of this Law.
2. Legal protection of persons accused of crimes alleged in proceedings before the Specialist Chambers, including engagement of a defence attorney, will be regulated by Secondary legislation to be approved by the Ministry of Justice.

**Article 4**  
**Financial Support**

1. Necessary financial support will be offered to close family members of persons accused of crimes alleged in the Specialist Chambers proceedings, includes expenses related to travel when the proceedings are conducted outside Kosovo.
2. Necessary financial support to close family members of persons accused of crimes alleged in the proceedings at the Specialist Chambers made by secondary legislation approved by the Ministry of Justice.

**Article 5**  
**The right to compensation**

1. All persons being tried before the Specialist Chambers, have the right to request compensation if proclaimed not guilty upon final decision.
2. Compensation of persons accused of crimes alleged in proceedings before the Specialist Chambers, and proclaimed not guilty upon final decision will be regulated by Secondary legislation approved by the Ministry of Justice.

**Article 6**  
**Budget**

The Government provides and take decisions on the allocation of funds for legal protection and financial support stipulated in this Law and secondary legislation issued by the Ministry of Justice for implementation of this Law.

**CHAPTER II**  
**TRANSITIONAL PROVISIONS**

**Article 7**  
**Coordination of implementation**

The Government of Kosovo will ensure the implementation of this law, until the termination of the judicial proceedings against the accused persons before the Specialist Chambers.

**Article 8**  
**Supervision**

The Assembly Committee on Budget and Finance will oversee the implementation of this Law.

**Article 9**  
**Secondary legislation**

The Ministry of Justice adopts secondary legislations to implement this law, at latest three (3) months after enactment of the Law.

**Article 10**  
**Entry into force**

This Law enters into six (6) months after publication in the Official Gazette of the Republic of Kosovo.

**Law No.05/L-054**  
**3 August 2015**

**President of the Assembly of the Republic of Kosovo**

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**Kadri VESELI**