

**THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA**

Case No. IT-95-12-I

IN THE TRIAL CHAMBER

Before: JUDGE R. SIDHWA

Registrar: MRS. DE SAMPAYO GARRIDO-NIJGH

Decision of 28 AUGUST 1995

**THE PROSECUTOR OF
THE TRIBUNAL**

AGAINST

**IVICA RAJIĆ
Also Known as
VIKTOR ANDRIĆ**

REVIEW OF THE INDICTMENT

The Office of the Prosecutor

**Mr. Graham Blewitt
Mr. Eric Ostberg
Mr. Andrew Cayley**

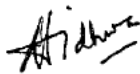
I, Rustam Sidhwa, Judge of the International Criminal Tribunal for the former Yugoslavia,

UPON RECEIVING an Indictment from the Prosecutor, pursuant to Articles 18 and 19 of the Statute, and Rule 47 of the Rules of Procedure and Evidence,

AND UPON HEARING the Prosecutor, pursuant to Rule 47(D) of the Rules of Procedure and Evidence, regarding the items of evidence available with him to establish a *prima facie* case,

AND UPON HEARING the arguments of the Prosecutor with regard to the expression "*prima facie* case" as appearing in Articles 18 and 19 of the Statute and Rule 47 of the Rules of Procedure and Evidence and his view that the said Rule is not *ultra vires* the provisions of the Statute,

ADJOURN the review of the indictment to 29 August 1995, to consider the arguments aforesaid and to give a decision thereon.



Judge,
Trial Chamber

Dated this 28th day of August, 1995,
At The Hague,
The Netherlands

[Seal of the Tribunal]