



International Tribunal for the
Prosecution of Persons
Responsible for Serious Violations
of International Humanitarian Law Committed
in the Territory of
Former Yugoslavia since 1991

Case No: IT-94-1-AR72
Date: 12 February 1996
Original: ENGLISH

IN THE APPEALS CHAMBER

Before: Judge Cassese, Presiding
Judge Li
Judge Deschênes
Judge Abi-Saab
Judge Sidhwa

Registrar: Mrs. Dorothee de Sampayo Garrido-Nijgh

Decision of: 12 February 1996

THE PROSECUTOR

v.

DUŠKO TADIĆ a/k/a "DULE"

**DECISION ON THE DEFENCE MOTION FOR
INTERLOCUTORY APPEAL ON JURISDICTION**

CORRIGENDUM

THE CHAMBER,

Proprio Motu,

CONSIDERING the Decision of the Appeals Chamber in the case of Duško Tadić a/k/a "Dule" concerning the Defence Motion for Interlocutory Appeal on Jurisdiction pronounced on 2 October 1995,

NOTING that there are certain typographical errors in the said Decision which should be rectified,

FOR THESE REASONS,

DECIDES that, in the said Decision, at p. 49, para. 87, line 3 (Registry p. 6440)

FOR

READ

“. . . are merely illustrative, not exhaustive.”

“. . . is merely illustrative, not exhaustive.”

DECIDES that, in the said Decision, at p. 51, para. 90, lines 13-14 (Registry p. 6438)

FOR

READ

“. . . "serious violations" of international humanitarian law" . . .”

“. . . "serious violations of international humanitarian law" . . .”

DECIDES that, in the said Decision, at p. 74, para. 143, line 11 (Registry p. 6415)

FOR

READ

“. . . (ii) was not in conflict with or derogated from . . .”

“. . . (ii) was not in conflict with or derogating from . . .”

* * *

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 4, para. 8, line 14 (Registry p. 6390)

FOR

READ

"Paras. (a) and (b) or sub-article (1)" "Paras. (a) and (b) of sub-article (1)"

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 6, para. 12, line 17 (Registry p. 6388)

FOR

READ

". . . the gordian not having been severed." ". . . the umbilical cord having been severed."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 8, para. 12, lines 1-2 (Registry p. 6386)

FOR

READ

". . . that this appeal is not maintainable." ". . . that this appeal is maintainable."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 13, para. 23, line 11 (Registry p. 6381)

FOR

READ

". . . the waivering and uncertain" ". . . the wavering and uncertain"

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 25, para. 45, line 14 (Registry p. 6369)

FOR

READ

". . . and 2,300,00 in July 1992." ". . . and 2,300,000 in July 1992."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 29, para. 59, line 16 (Registry p. 6365)

FOR

READ

"... is also a justicible issue ..."

"... is also a justiciable issue ..."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 31, para. 62, line 1 (Registry p. 6363)

FOR

READ

"Rather, it reached its conclusions ..."

"Rather, it reached its conclusions ..."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 35, para. 66, line 2 (Registry p. 6359)

FOR

READ

"... of its Commissions."

"... of its Commission."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 35, para. 66, line 20 (Registry p. 6359)

FOR

READ

"... and of its Commissions ..."

"... and of its Commission ..."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 40, para. 71, line 13 (Registry p. 6354)

FOR

READ

"... the 1949 General Conventions ..."

"... the 1949 Geneva Conventions ..."

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 49, para. 86, line 4 (Registry p. 6345)

FOR

READ

“. . . could have given primacy of jurisdiction to the International Tribunal.” “. . . could have given primacy of jurisdiction to the International Tribunal.”

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 52, para. 93, line 19 (Registry p. 6342)

FOR

READ

“. . . he is estoppel from . . .”

“. . . he is estopped from . . .”

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 63, para. 111, line 18 (Registry p. 6331)

FOR

READ

“. . . earlier on several occasions also he had . . .”

“. . . earlier on several occasions also the Security Council had . . .”

DECIDES that, in the said Decision, at Judge Sidhwa's Separate Opinion, at p. 70, para. 121, line 7 (Registry p. 6324)

FOR

READ

“. . . the charges against him may be dropped.”

“. . . the charges against him should be dropped.”

* * *

DECIDES that, in the said decision, at Judge Deschênes Separate Declaration, at p. 1, para. 3, line 12 (Registry p. 6317)

FOR

READ

“... both principles are breached to-day.” “... both principles are breached today.”



Antonio Cassese
Presiding Judge
Appeals Chamber

Dated this 12th day of February 1996
At The Hague
The Netherlands