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

Case No. IT-95-15-I

BEFORE A JUDGE OF THE TRIAL CHAMBER

Before: Judge Gabrielle Kirk McDonald

Registrar: Mrs. Dorothee de Sampayo Garrido-Nijgh

Decision of:

THE PROSECUTOR

v.

ZORAN MARINIĆ also known as "Švabo"

**DECISION TO VACATE IN PART
THE ORDER FOR NON-DISCLOSURE**

The Office of the Prosecutor

Mr. Gregory Kehoe

I, Judge Gabrielle Kirk McDonald, Judge of the International Criminal Tribunal for the former Yugoslavia,

CONSIDERING the order of Judge Gabrielle Kirk McDonald of 10 November 1995, which ordered the non-disclosure of the indictment IT-95-15-I,

CONSIDERING the decision of Judge Lal Chand Vohrah to vacate in part an order for non-disclosure of the indictment IT-95-15-I for the purpose of service of the arrest warrants upon the Republic of Bosnia and Herzegovina,

UPON HEARING the submissions on behalf of the Prosecution requesting that the order of non-disclosure of 10 November 1995 be further vacated in part to allow the disclosure of the names of the witnesses set forth in the confirming material to the appropriate law enforcement agencies,

BEING SATISFIED THAT this request is necessary for the purpose of the ongoing investigation and for the preparation of the trial,

PURSUANT TO Rule 54 of the Rules of Procedure and Evidence,

ORDER that the order of non-disclosure of 10 November 1995 be further vacated in part to allow disclosure of the indictment IT-95-15-I solely for the purpose of disclosing the names of the witnesses set forth in the confirming material to the appropriate law enforcement agencies.

Gabrielle Kirk McDonald
Judge of Trial Chamber II

Dated this day of April 1996
At The Hague
The Netherlands

[Seal of the Tribunal]

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