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Case No. IT-95-14-T

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

BEFORE A JUDGE OF THE TRIAL CHAMBER

Before: JUDGE GABRIELLE KIRK McDONALD

Registrar: DOROTHEE DE SAMPAYO GARRIDO - NIJGH

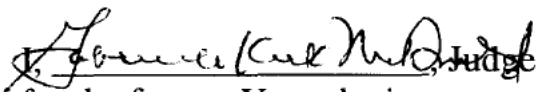
Decision of (Date) 15 JANUARY 1997

The Prosecutor v. Tihomir Blaškić

SUBPOENA DUCES TECUM

To: Bosnia and Herzegovina

To: The Custodian of the Records of the Central Archive of what was formerly the Ministry of Defence of the Croatian Community of Herceg Bosna


Judge of the International Criminal Tribunal
for the former Yugoslavia,

CONSIDERING, Article 18(2) and 19(2) of the Statute and Rules 39(ii) and (iv) and 54 of the Rules of Procedure and Evidence of the International Criminal Tribunal for the former Yugoslavia,

CONSIDERING the Request by the Prosecutor for the International Tribunal for the former Yugoslavia ("Prosecutor") for the issuance of a subpoena duces tecum,

HEREBY DIRECT the Custodian of the Records, Central Archive, of what was formerly the Ministry of Defence of the Croatian Community of Herceg Bosna to provide to the Prosecutor on or before 14 February 1997 the following:

- I. All notes, documents and writings of Tihomir Blaškić prepared by or for him between 1 April 1992 and 1 January 1994 and directed through the HVO or HZ-HB or by whatever means to the Croatian Ministry of Defence and its representatives.
- II. All notes, reports and documents prepared by or for members of the HVO General Staff and the Ministry of Defence of the Croatian Community of Herceg Bosna between 1 April 1992 and 1 January 1994 and directed to the Croatian Ministry of Defence and its representatives.
- III. All notes, documents and writings of Tihomir Blaškić prepared by him or on behalf of the Central Bosnia Operation Zone command between 1 April 1992 and 1 January 1994 and directed to Mate Boban, members of the General Staff of the HVO and to the Ministry of Defence of the Croatian Community of Herceg Bosna and its representatives.
- IV. Minutes of all HVO and HDZ meetings attended by Tihomir Blaškić while he was the commander of the Central Bosnia Operation Zone, including but not limited to a meeting between Tihomir Blaškić and HVO military and civilian personnel that occurred on 4 July 1992 in Kruscica (Vitez Municipality).
- V. All military orders, instructions, reports and regulations, signed and unsigned, issued by or on behalf of Tihomir Blaškić while he was the commander of the Central Bosnia Operation Zone or originating from the Central Bosnia Operation Zone command.
- VI. All directives and orders, signed and unsigned, directed to Tihomir Blaškić by Mate Boban, the General Staff of the HVO and the Ministry of Defence of the Croatian Community of Herceg Bosna from 1 April 1992 to 1 January 1994.
- VII. All orders, communications and directives, signed and unsigned, directed to Mate Boban, the General Staff of the HVO and the Ministry of Defence of the Croatian Community of Herceg Bosna and its representatives, including General Milvoj Petković, Tihomir Blaškić and Dario Kordić by the Ministry of Defence of the Republic of Croatia and any of its members and representatives from 1 April 1992 to 1 January 1994.

VIII. All HVO and HV investigation and prosecution files relating to attacks on and the killing of civilians in Ahmici and other villages in the Lasva Valley which occurred in April of 1993.

IX. The names of all persons prosecuted or disciplined in any way in Herceg Bosna by the HVO or HZ H-B authorities for attacks on and destruction of civilians and civilian property which occurred in relation to the attack on Ahmici and other villages in the Lasva valley in April of 1993.

X. All HZ H-B Ministry of Defence records reflecting the acquisition of military weapons, ammunition, communications equipment and logistical supplies from the Republic of Croatia and their representatives from 1 November 1991 to 1 January 1994, including the dispersment dates of said material.

XI. All HZ H-B Ministry of Defence documents, records and reports reflecting the presence in Herceg Bosna from 1 November 1991 to 1 July 1994 of military personnel from the Republic of Croatia and the deployment and use of said personnel during the same time period, including but not limited to the following units:

1 Gardjiska HV Bde - possibly also referred to as :

- 1 HV Bde,
- 1 Gardiska Bde,
- "Tigrovi" Bde,
- 1 "Tigrovi" Bde,
- "Tigrovi" Bde Split,
- "Tigrovi" Bde Zagreb,

2 Gardjiska HV Bde - possibly also referred to as :

- 2 HV Bde,
- 2 Bde Sisak,
- 2 Gardjiska Bde,
- "Grom" Bde,
- 2 "Grom" Bde,
- "Zmajevi" Bde,
- "Grom" Bde Sisak,
- Second Unit of HV, Second Company,

2 Batallion 144 Brigade HV,

4 Gardjiska HV Bde - possibly also referred to as :

- 4 HV Bde Split,
- 4 HV Bde,
- 4 Gardiska Bde,

- “Lav” Bde,
- 4 “Lav” Bde,
- 5 Gardjiska HV Bde - possibly also referred to as :
 - 5 HV Bde,
 - 5 “Orao” Bde,
 - “Orao” Bde,
 - 5 Gardiska Bde,
 - 5 Zagreb Bde,
 - Osijek HV Bde,
 - Osijek ZNG,
 - 5 Bde Osijek,
 - 5th Domobran Bde,
- 7 Gardjiska HV Bde - possibly also referred to as :
 - 7 Bde HV,
 - 7 “Pume” Brigade HV,
 - “Pume” Bde,
 - “7 Panteri” Bde,
 - “Panteri” Bde,
 - Varazdin HV Bde,
 - Varazdin Bde,
- 8 Gardjiska HV Bde,
- 101 HV Bde - possibly also referred to as :
 - Units of 101 “R” Brigade - ZNG,
 - 101 “R” Bde,
 - 101 ZNG Bde,
- 102 HV Bde,
- 103 HV Bde,
- 105 HV Bde,
- 108 HV Bde,
- 109 HV Bde - possibly also referred to as :
 - Vinkovci Bde,
 - Vinkovci HV Bde,
 - 109 Vinkovci Bde,
- 111 HV Bde - possibly also referred to as :
 - “Zmajevi” Bde,
 - 111 “Zmajevi” Bde,
- 112 HV Bde - possibly also referred to as :
 - Bde “Sveti Krševan”,
 - 112 “Sveti Krševan” Bde,
- 113 HV Bde - - possibly also referred to as :
 - Šibenik Bde,
 - 113 Šibenik Bde,
- 114 HV Bde,
- 115 HV Bde - possibly also referred to as :

“Imotska” Bde Imotski,
115 Imotska Bde,
116 R Brigade Metković - possibly also referred to as :
116 HV Bde,
116 Metković Bde,
116 “R” Bde
122 HV Bde,
123 HV Bde - possibly also referred to as :
Units of 2123 R HV,
2123 R Bde HV,
131 HV Bde,
153 Velika Gorica Bde HV,
156 HV Bde,
163 HV Bde, Dubrovnik - possibly also referred to as :
163 Dubrovnik Bde,
175 Brigade HV, Zagreb,
175 Zagreb Bde,
Filipović Bn, Zagreb,
Šibenik Bde - possibly also referred to as :
15 Bde,
113 Bde,
159 Bde,
Black Legions Unit,
HV Military Police,
“Matija Vlačić” Bde Zagreb,
“Grmovi” Bde Ogulin - possibly also referred to as :
143 Bde,
143 Ogulin Bde,

XII. Telephone toll call records between the General Staff and the Ministry of Defence of Herceg Bosna, Mostar, Republic of Bosnia and Herzegovina and the Ministry of Defence, Republic of Croatia, from 1 April 1992 to 1 January 1994.

XIII. An unredacted copy of order No. 01-5-233/93 dated 10 May 1993, a copy of which is attached.

XIV. A list of the names of all HVO Military Police and HVO civilian police units and personnel who operated in the Central Bosnia Operation Zone at any time between 1 April 1992 and 1 January 1994.

XV. A list of all detention facilities in the Central Bosnia Operation Zone operated in whole or in part by the HVO from 27 June 1992 to 1 January 1994, their locations and the names of HVO personnel

associated with each facility. These facilities include but are not limited to the detention facilities located at the Vitez Cinema complex, Kaonik Prison, Vitez Veterinary Station, Dubravica Elementary School, SDK Offices in Vitez, Kiseljak Barracks and Rotilj village, which were operational between January 1993 and April 1994.

XVI. All reports prepared by Tihomir Blaškić and all reports prepared for Tihomir Blaškić by HVO personnel and their representatives in respect of meetings of the Buscovaca Joint Commission, which were held from February 1993 through April 1993; meetings of Local Joint Commissions held, respectively, in the cities of Travnik, Novi Travnik, Buscovaca, Vitez and Kiseljak from February 1993 through June 1993; and meetings of the Joint Operation Centre held from April 1993 through June 1993.

XVII. All reports directed to or prepared by Tihomir Blaskić or his representatives in respect of meetings with UNPROFOR, ICRC and UNHCR which were held between 1 April 1992 and 1 January 1994.

XVIII. All HVO and HV investigation and prosecution files relating to the artillery shelling of a marketplace that occurred in Zenica on 19 April 1993.

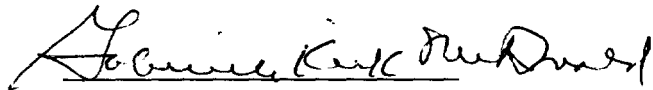
XIX. The names of all persons prosecuted or disciplined in any way in Herceg Bosna by the HVO or HZ-HB authorities for the artillery shelling of a marketplace in Zenica that occurred on 19 April 1993.

HEREBY DIRECT Bosnia and Herzegovina to ensure compliance with said subpoena duces tecum.

HEREBY DIRECT, in the event of non-production of the aforementioned documents, that

1. a representative of Bosnia and Herzegovina; and
2. the custodian of the records, Central Archive of what was formerly the Ministry of Defence of the Croatian Community of Herceg Bosna

appear before me at 9:00 a.m. on 14 February 1997 to show cause why this Order has not been complied with.



Judge, Trial Chamber
International Criminal Tribunal for the former Yugoslavia

Date
Place

Seal of the Tribunal