

IT-98-34-I
21 DECEMBER, 1998
D375-D374

D375
DW

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

Case No: IT-98-34-I

BEFORE A JUDGE OF THE TRIAL CHAMBER

Before: Judge Richard MAY

Registrar: Dorothee de Sampayo Garrido-Nijgh

Decision of: 21th of December 1998

THE PROSECUTOR

v

VINKO MARTINOVIĆ

**WARRANT OF ARREST
ORDER FOR SURRENDER**

TO: the Republic of Croatia

1. Judge Richard MAY, Judge of the International Criminal Tribunal for the former Yugoslavia,

CONSIDERING United Nations Security Council Resolution 827 of 25 May 1993, and Articles 19(2) and 29 of the Statute, and Rules 54 to 61 of the Rules of Procedure and Evidence of the International Criminal Tribunal for the former Yugoslavia,

CONSIDERING the indictment submitted by the Prosecutor against **VINKO MARTINOVIĆ** and confirmed by me, a Judge of the International Criminal Tribunal for the former Yugoslavia, on the 21th of December 1998, a copy of which is annexed to this warrant of arrest,

HEREBY DIRECT the authorities of the Republic of Croatia to search for, arrest and surrender to the International Criminal Tribunal for the former Yugoslavia:

VINKO MARTINOVIĆ, a.k.a "Štela" born the son of Ivan, on 21 September 1963, in Mostar, Bosnia and Herzegovina . He was a commander in the HOS (Croatian Defence Forces) in Mostar in 1992, and later joined the ATG (Anti Terrorist Group) Kažnjenička Bojna (Convicts' Battalion) and became commander of the sub-unit of the KB called ATG "Mrmak", later named "Vinko Škrobo".

Alleged to have committed in the territory of Bosnia and Herzegovina, between May 1993 and January 1994, Crimes Against Humanity, punishable under Article 5 of the Statute of the Tribunal, Grave Breaches of the Geneva Conventions of 1949 punishable under Article 2 of the Statute of the Tribunal, Violations of the Laws or Customs of War, punishable under Article 3 of the Statute of the Tribunal .

And to advise the said **VINKO MARTINOVIĆ**, at the time of his arrest, and in a language he understands, of his rights as set forth in Article 21 of the Statute and , *mutatis mutandis*, in Rules 42 and 43 of the Rules of Procedure and Evidence which are set out below, and of his right to remain silent, and to caution him that any statement he makes shall be recorded and may be used in evidence. The indictment and review of the indictment (and all other documents annexed to the present warrant) must also be brought to the attention of the accused.

REQUEST THAT the Republic of Croatia, upon the arrest of **VINKO MARTINOVIĆ**, promptly notify the Registrar of the International Criminal Tribunal for the former Yugoslavia, for the purposes of his transfer pursuant to Rule 57 of the Rules of Procedure and Evidence.

REQUEST THAT the Republic of Croatia report forthwith to the Registrar of the International Criminal Tribunal for the former Yugoslavia if it is unable to execute the present warrant of arrest, indicating the reasons for its inability pursuant to Rule 59 (A) of the Rules of Procedure and Evidence.



Richard MAY
Judge, Trial Chamber
International Criminal Tribunal for the former Yugoslavia

Dated this 21th day of December 1998
At The Hague
The Netherlands

Seal of the Tribunal

Case No: