



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

Case No. IT-95-14-T

Date: 21 May 1999

English

Original: French

**IN THE TRIAL CHAMBER**

**Before:** Judge Claude Jorda, Presiding  
Judge Mohamed Shahabuddeen  
Judge Almiro Simões Rodrigues

**Registrar:** Mr. Jean-Jacques Heintz, Deputy Registrar

**Decision of:** 21 May 1999

**THE PROSECUTOR**

v.

**TIHOMIR BLAŠKIĆ**

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**DECISION OF TRIAL CHAMBER I  
TO CALL COLONEL ŠERIF PATKOVIĆ  
AS A WITNESS OF THE TRIAL CHAMBER**

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**The Office of the Prosecutor:**

Mr. Mark Harmon  
Mr. Andrew Cayley  
Mr. Gregory Kehoe

**Defence Counsel:**

Mr. Anto Nobile  
Mr. Russell Hayman

**TRIAL CHAMBER I** of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 (hereinafter “the Tribunal”),

**NOTING** the Decision of 25 March 1999 in respect of the appearance of the commanders of the 7th Brigade of the Army of Bosnia and Herzegovina,

**NOTING** the correspondence from the Embassy of Bosnia and Herzegovina in The Hague dated 19 May 1999 which confirms, *inter alia*, that Colonel Šerif Patković (hereinafter “the Witness”) has been personally notified of the Decision of 25 March 1999 ordering him to testify before the Tribunal;

**NOTING** the correspondence from the Federal Ministry of Justice of the Federation of Bosnia and Herzegovina dated 30 April and 10 May 1999, indicating, *inter alia*, that the Witness was personally notified on 26 April 1999 of the Decision of 25 March 1999 ordering him to testify before the Tribunal;

**CONSIDERING** that no application for protective measures has been submitted to the Trial Chamber,

**FOR THE FOREGOING REASONS,**

**ORDERS** Colonel Šerif Patković to appear as witness before the Trial Chamber on 22 June 1999 at 14:30 hours and states that the hearing may, if necessary, continue on the first appropriate following day;

**STATES** that the testimony shall *inter alia* cover:

- 1) the organisation and the command structure of the 7th Brigade of the Army of Bosnia and Herzegovina;
- 2) its deployment on the ground and its range of action;
- 3) the Witness’ functions and his personal role before being appointed as commander;

4) his perception of the conflict in general and the situation during the first six months of 1994; and

5) his perception of the accused's personality, both professionally and personally.

**STATES** that the Witness shall first make a spontaneous statement and that, although he may assist himself by relying on notes, he should not read a prepared statement; and **INVITES** the Witness to note that his spontaneous statement should not exceed one hour insofar as possible and that the parties shall each have about half an hour to put their questions to him;

**ORDERS** that the scope of the questions asked by the Prosecutor and the Defence be limited to the scope of the Witness' initial statement with the Trial Chamber reserving for itself the right to settle any dispute in that respect;

**AUTHORISES** the Witness to inform the Judges that the requested information is, wholly or in part, confidential;

Done in French and English, the French version being authoritative.

Done this twenty-first day of May 1999  
At The Hague  
The Netherlands

/signed/

Claude Jorda

Presiding Judge Trial Chamber I

(Seal of the Tribunal)