



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-95-9/1  
Date: 19 September 2001  
Original: English  
French

**THE PRESIDENT OF THE TRIBUNAL**

**Before: Judge Claude Jorda, President of the Tribunal**

**Registrar: Mr. Hans Holthuis**

**Decision of: 19 September 2001**

**THE PROSECUTOR**

**v.**

**STEVAN TODORVIĆ**

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**ORDER DESIGNATING THE STATE  
IN WHICH STEVAN TODORVIĆ  
IS TO SERVE HIS PRISON SENTENCE**

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**The Office of the Prosecutor:**  
**Ms. Nancy Patterson**  
**Mr. Gramsci Di Fazio**

**Defence Counsel:**  
**Mr. Deyan Brashich**  
**Mr. Nikola Kostich**

I, Claude Jorda, President of the International Criminal Tribunal for the Former Yugoslavia (hereinafter “the Tribunal”);

**NOTING** the Sentencing Judgement rendered by Trial Chamber III on 31 July 2001 in the case IT-95-9/1, *The Prosecutor v. Stevan Todorović*, in which Stevan Todorović, born on 29 December 1957, was sentenced to ten years’ imprisonment;

**PURSUANT** to Rule 101(C) of the Rules of Procedure and Evidence and the above Judgement which provides that Stevan Todorović must serve a term ending no earlier than 27 September 2008 save in exceptional circumstances;

**PURSUANT** to Article 27 of the Statute of the Tribunal, Rule 103(A) of the Rules of Procedure and Evidence (hereinafter “the Rules”) and paragraphs 4 to 6 of the Practice Direction on the Procedure for the Tribunal’s Designation of the State in which a Convicted person is to serve his/her Sentence of Imprisonment (hereinafter “the Practice Direction”);

**CONSIDERING** the confidential internal memorandum of 7 September 2001 submitted through the Deputy Registrar within the terms of paragraph 3 of the Practice Direction which enumerates the States in which Stevan Todorović may serve his sentence;

**CONSIDERING** the Agreement between the Government of Spain and the United Nations on the enforcement of sentences imposed by the Tribunal;

**CONSIDERING** that the Government of Spain has indicated to the Registry that it is prepared to enforce the sentence of Stevan Todorović;

**HAVING CONSIDERED** all the factors set out in the Practice Direction, in particular, the place of residence of Stevan Todorović’s family;

**HAVING CONSULTED** the Judges of Trial Chamber III;

**FOR THE FOREGOING REASONS,**

**DECIDE** that Stevan Todorović shall serve his sentence in Spain;

**INVITE** the Registrar to submit an official request to the Spanish authorities to undertake the enforcement of Stevan Todorović's sentence and, should the Government of Spain consent to the request, to inform me thereof and to make all the arrangements necessary for the transfer of Stevan Todorović to Spain;

**ORDER** that, in accordance with Rule 103(C) of the Rules, Stevan Todorović remain in the custody of the Tribunal pending his transfer to Spain.

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

Done this nineteenth day of September 2001  
At The Hague  
The Netherlands

(signed)

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Claude Jorda  
President

**[Seal of the Tribunal]**