

IT-95-4-I  
D3156 - D3154  
14 February 2002

3156  
AT

**INTERNATIONAL TRIBUNAL FOR THE  
PROSECUTION OF PERSONS  
RESPONSIBLE FOR SERIOUS VIOLATIONS OF  
INTERNATIONAL HUMANITARIAN LAW  
COMMITTED IN THE TERRITORY OF  
FORMER YUGOSLAVIA SINCE 1991**

Case No: IT-95-4-I

**BEFORE A JUDGE OF THE TRIBUNAL**

**Before: Judge O-Gon Kwon**  
**Registrar: Mr. Hans Holthuis**  
**Date Filed: 14 February 2002**

**THE PROSECUTOR**

v.

**MOMČILO GRUBAN**

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**WARRANT OF ARREST  
ORDER FOR SURRENDER**

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**TO THE AUTHORITIES OF THE REPUBLIKA SRPSKA**

**I, O-GON KWON**, Judge 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 (“International Tribunal”);

**CONSIDERING** United Nations Security Council Resolution 827 of 25 May 1993, and Articles 19(2) and 29 of the Statute of the International Tribunal (“Statute”) and Rules 54 to 61 of the Rules of Procedure and Evidence of the International Tribunal (“Rules”);

**CONSIDERING** the indictment submitted by the Prosecutor against **MOMČILO GRUBAN**, and confirmed by Judge Adolphus Karibi-White of the International Tribunal on 13 February 1995, copies of which are annexed to this warrant of arrest;

**CONSIDERING** that, pursuant to Rule 59 *bis* (A) of the Rules, “on the order of a permanent Judge, the Registrar shall transmit to ... the Prosecutor a copy of a warrant for the arrest of an accused, on such terms as the Judge may determine, together with an order for the prompt transfer of the accused to the Tribunal in the event that the accused be taken into custody by ... the Prosecutor”;

**CONSIDERING** the “Order for Issue of a Warrant of Arrest and Order for Surrender to the Republika Srpska for Momčilo Gruban” issued on 14 February 2002, ordering the Prosecutor to serve the warrant of arrest and order of surrender upon the authorities of the Republika Srpska;

**HEREBY DIRECT** the authorities of the Republika Srpska to search for, arrest and surrender to the International Tribunal:

**MOMČILO GRUBAN**, also known as “Čkalja”, born on 19 June 1961 in Marička, whose last known address or place of domicile or residence is Marička no. 275 in the municipality of Prijedor, Republic of Bosnia and Herzegovina;

Alleged to have committed crimes against humanity, punishable under Article 5 of the Statute and violations of the laws or customs of war, punishable under Article 3 of the Statute, and grave breaches of the Geneva Conventions, punishable under Article 2 of

the Statute, between May 1992 and August 1992 in the territory of the Republic of Bosnia and Herzegovina;

And to advise **MOMČILO GRUBAN** at the time of his arrest, in a language that he understands, of his rights set forth in Article 21 of the Statute and, *mutatis mutandis*, in Rules 42 and 43 of the Rules which are annexed hereto, 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 authorities of the Republika Srpska, upon the arrest of **MOMČILO GRUBAN**, promptly notify the Registrar of the International Tribunal, for the purposes of his transfer pursuant to Rule 57 of the Rules;

**REQUEST** that the authorities Republika Srpska report forthwith to the Registrar of the International Tribunal if they are unable to execute the present warrant of arrest, indicating the reasons for its inability to do so, pursuant to Rule 59(A) of the Rules.

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

  
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Judge O-Gon Kwon  
Judge of the International Tribunal

Dated this fourteenth day of February 2002  
The Hague  
The Netherlands