

IT-02-56-1  
D29-D28  
28 MARCH 2002

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AT

THE INTERNATIONAL CRIMINAL TRIBUNAL  
FOR THE FORMER YUGOSLAVIA

Case No. IT-02-56-I

**Before: Judge Wolfgang Schomburg**

**Registrar: Mr. Hans Holthuis**

**Decision of: 26 March 2002**

**THE PROSECUTOR**

v.

**MOMIR NIKOLIĆ**

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***EX PARTE - UNDER SEAL***

**ORDER ON REVIEW OF INDICTMENT PURSUANT  
TO ARTICLE 19 OF THE STATUTE AND  
ORDER FOR NON-DISCLOSURE**

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I, Judge Wolfgang Schomburg, 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");

**BEING SEISED** of an indictment and supporting material provided by the Office of the Prosecutor ("the Prosecutor") during the period of 21 February to 26 March 2002;

**AND BEING SEISED** of a pleading entitled "Presentation of an Indictment for Review and Application for Warrants of Arrest and for Related Orders and a Decision Concerning an Order for Non-Disclosure" dated 22 November 2001;

**HAVING HEARD** the Prosecutor pursuant to Rules 47 and 53 of the Rules of Procedure and Evidence ("the Rules") between 28 February and 26 March 2002, and particularly on 26 March 2002;

**CONSIDERING** on the basis of the material submitted by the Prosecutor that a *prima facie* case against **MOMIR NIKOLIĆ** in respect of the crimes with which he is charged in the indictment has been established;

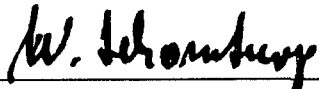
**PURSUANT TO** Article 19 of the Statute of the International Tribunal and Rules 47, 53, 53 *bis*, 54, 55 and 59 *bis* of the Rules;

**I HEREBY CONFIRM** the indictment in respect of each and every count therein, and

**ORDER** that:

1. Copies of the arrest warrant shall be transmitted to the Prosecutor, who may transmit it to the International Stabilisation Force ("SFOR") or to the competent authorities of any Member State of the United Nations and Switzerland;
2. With the exception of SFOR or the authorities of any Member State of the United Nations to whom the Prosecutor decides, in her discretion, to transmit the arrest warrant, there shall be no public disclosure of the indictment, this decision, or the arrest warrant until the arrest warrant is served on the accused or unless further ordered;
3. There be no public disclosure of the supporting materials until further order; and,
4. Other than to representatives of the Office of the Prosecutor, there be limited internal disclosure within the Tribunal of the indictment to only those individuals who have special permission of the Prosecutor or the confirming judge or his substitute in writing.

Done in English and the English text being authoritative.

  
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Judge Wolfgang Schomburg  
International Tribunal

Dated this twenty sixth day of March 2002  
At The Hague,  
The Netherlands

[Seal of the Tribunal]