

IT-02-56-1
D31-D30
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

UNDER SEAL
WARRANT OF ARREST
ORDER FOR SURRENDER

To: The Prosecutor of the International Tribunal

I, 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");

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

CONSIDERING the indictment submitted by the Prosecutor against **MOMIR NIKOLIĆ** and confirmed by me, a Judge of the International Tribunal, on 26 March 2002, a copy of which is annexed to this warrant of arrest;

NOTING that the Prosecutor has good cause to believe that **MOMIR NIKOLIĆ** may be present in Bosnia and Herzegovina (Republika Srpska);

HEREBY AUTHORISE the Prosecutor or her representatives to search for, arrest and surrender to the International Tribunal:


MOMIR NIKOLIĆ, son of Vaso; born on 20 February 1955 in Bratunac; mobilised into the army on 18 April 1992; and former Captain First Class and Assistant Commander for Security and Intelligence of the VRS First Light Infantry Brigade in Bratunac (Bratunac Brigade);

Alleged to have committed in and around Srebrenica between 11 July 1995 and 1 November 1995, Genocide, punishable under Articles 4(3)(a) and 7(1) of the Statute of the Tribunal, or alternatively Complicity in Genocide, punishable under Articles 4(3)(e), 7(1) of the Statute of the Tribunal; Crimes Against Humanity, punishable under Articles 5(a), 5(b), 5(h), 5(i), and 7(1) of the Statute of the Tribunal; Violations of the Laws or Customs of War, punishable under Articles 3, and 7(1) of the Statute of the Tribunal;

And to advise said **MOMIR NIKOLIĆ** at the time of his arrest, and in a language which 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, which are annexed hereto, and of his right to remain silent, and to caution him that any statement he makes shall be recorded and may be used against him 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. A copy of the indictment, in a language which he understands, must be given to the accused.

REQUEST THAT the Prosecutor or her representatives, upon the arrest of **MOMIR NIKOLIĆ**, promptly notify the Registrar of the International Tribunal, pursuant to Rule 57, for the purposes of his transfer to the International Tribunal.

REQUEST THAT the Registrar of the International Tribunal takes care that **MOMIR NIKOLIĆ** be brought promptly and without delay before a Trial Chamber or permanent Judge pursuant to Rule 62.


Judge Wolfgang Schomburg
International Tribunal

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

[Seal of the Tribunal]