



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-95-13/1-PT
Date: 03 June 2002
Original: English

IN TRIAL CHAMBER II

Before: Judge Wolfgang Schomburg, Presiding
Judge Florence Ndepele Mwachande Mumba
Judge Carmel A. Agius

Registrar: Mr. Hans Holthuis

Decision of: 03 June 2002

PROSECUTOR

v.

**MILE MRKSIC
MIROSLAV RADIC
VESELIN SLJIVANCANIN**

**ORDER ON MILE MRKSIC'S MOTION FOR AN URGENT
REQUEST FOR A HEARING ON PROVISIONAL RELEASE**

The Office of the Prosecutor:

Ms. Uertz - Retzlaff

Counsel for the Accused:

Mr. Miroslav Vasic

TRIAL CHAMBER II (“the Chamber”) 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 (“the Tribunal”):

BEING SEISED of the “Urgent Request for Hearing on Motion for Provisional Release” filed on behalf of the accused Mile Mrksic (“the Accused”) on 30 May 2002 (“the Motion”), requesting the Chamber to urgently schedule the hearing on the Defence Motion for provisional release on humanitarian grounds relating to his health,

NOTING that the Chamber by its Order dated 31 May 2002 has instructed the Head of the United Nations Detention Unit (the “Unit”) to file a report on the current medical treatment, conditions and facilities, including any special dietary needs being provided to the Accused during his detention at the Unit within a period of fifteen days of the receipt of the Order, to provide more complete information to enable the Chamber to reach an informed decision on the Motion;


NOTING that by the Order dated 31 May 2002, the Chamber ordered a medical examination of the Accused as soon as feasible and instructed the Registrar to entrust this task to experts whose names appear on the list previously drawn up by the Registry to enable the Trial Chamber to reach an informed decision on the Motion;

FINDING that since the Chamber has already set out a course of action dealing with the health issues of the Accused;

PURSUANT TO Rule 54 of the Rules,

HEREBY ORDERS: that Chamber will rule upon the Motion after receiving copies of the report of the Head of the UN Detention Unit and the Medical Report, and after hearing any further submissions if necessary.

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



Carmel A. Agius
Pre-Trial Judge

Dated this 03 day of June 2002,
At The Hague
The Netherlands

[Seal of the Tribunal]