



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-02-54-T
Date: 4 October 2002
Original: English

IN THE TRIAL CHAMBER

Before: Judge Richard May, Presiding
Judge Patrick Robinson
Judge O-Gon Kwon

Registrar: Mr. Hans Holthuis

Order of: 4 October 2002

PROSECUTOR

v.

SLOBODAN MILOŠEVIĆ

**DECISION ON SIXTH PROSECUTION MOTION FOR PROTECTIVE MEASURES
FOR SENSITIVE SOURCE WITNESSES TESTIFYING DURING THE
CROATIA PHASE OF THE TRIAL**

The Office of the Prosecutor

Ms. Carla Del Ponte
Mr. Geoffrey Nice
Mr. Dermot Groome

The Accused

Slobodan Milošević

Amici Curiae

Mr. Steven Kay, QC
Mr. Branislav Tapušković
Prof. Mischa Wladimiroff

THIS TRIAL 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 (“International Tribunal”),

BEING SEISED of a confidential and *ex parte* “Sixth Prosecution Motion for Protective Measures for Sensitive Source Witnesses Testifying During the Croatia Phase of the Trial ” filed on 30 September 2002 (“the Sixth Motion”), in which the Prosecution seeks the protective measures of voice and face distortion for a witnesses, C-004, and attaches reasons for the request,

NOTING that the legal basis upon which a decision will be made concerning trial related protective measures is set out in the Trial Chamber’s “Decision on Prosecution Motion for Protective Measures for Sensitive Source Witnesses Testifying During the Croatia Phase of the Trial ” issued on 30 July 2002,

NOTING that the witness identified in the Sixth Motion will give important evidence concerning crimes alleged in Vukovar and other areas of Croatia and will testify about his meetings with perpetrators of these alleged crimes,

CONSIDERING that the reasons provided in support of the Request satisfy the Trial Chamber that it would be appropriate to grant the protective measures sought,

CONSIDERING FURTHER that the measures sought do not infringe upon the accused’s right to a fair and public trial,

PURSUANT TO Rule 75 of the Rules of Procedure and Evidence

HEREBY GRANTS THE MOTION AND ORDERS that witness C-004 will be permitted to testify with image and voice distortion.

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



Richard May
Presiding

Dated this fourth day of October 2002
At The Hague
The Netherlands

[Seal of the Tribunal]