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**UNITED
NATIONS**



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: IT-97-25-A

Date: 28 November 2002

Original: English

IN THE APPEALS CHAMBER

Before: Judge Mohamed Shahabuddeen, Presiding
Judge Mehmet Güney
Judge Asoka de Zoysa Gunawardana
Judge Fausto Pocar
Judge Theodor Meron

Registrar: Mr. Hans Holthuis

Order of: 28 November 2002

PROSECUTOR

v.

MILORAD KRNOJELAC

ORDER

Counsel for the Prosecutor:
Mr. Christopher Staker

Counsel for the Appellant:
Mr. Mihajlo Bakrač

THE APPEALS 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 request for provisional release filed personally by Milorad Krnojelac (“Appellant”) on 14 November 2002 (“Request”) in which the Appellant seeks provisional release in order to travel to his hometown of Foca to visit his brother, who is terminally ill;

NOTING the “Prosecution Response to Request by Appellant for Provisional Release” filed by the Prosecutor on 15 November 2002 opposing the Request;

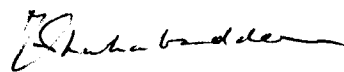
NOTING the “Defense Additional Arguments to the Accused’s Request for Provisional Release” filed on 27 November 2002 (“Defence Additional Arguments”) in which the Defence provides evidence of the failing health of the Appellant’s brother, personal undertaking from the Appellant and submits *inter alia* that “it will provide the guarantees from the Government of Republika Srpska the moment the said government schedules the next session”;

ORDERS the Defence to submit to the Appeals Chamber the guarantees from the Government of Republika Srpska referred to in its Defence Additional Arguments within ten days of the filing of this Order;

GRANTS LEAVE to the Prosecution to file a response, if it so wishes, to the Defence Additional Arguments within seven days of the filing of this Order, with liberty to respond, if necessary, to any guarantees filed by the Defence within four days of receiving the latter.

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

Dated this 28^h day of November 2002,
At The Hague,
The Netherlands.



Mohamed Shahabuddeen
Presiding Judge

[Seal of the Tribunal]