

IT-02-54-T  
D 25848- D 25847  
13 NOVEMBER 2003

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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  
Former Yugoslavia since 1991

Case No. IT-02-54-T  
Date: 13 November 2003  
Original: ENGLISH

**IN THE TRIAL CHAMBER**

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

**Registrar:** Mr. Hans Holthuis

**Decision:** 13 November 2003

**PROSECUTOR**

v.

**SLOBODAN MILOŠEVIĆ**

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**ELEVENTH DECISION ON APPLICATIONS PURSUANT TO RULE 54bis  
OF PROSECUTION AND SERBIA AND MONTENEGRO**

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**Office of the Prosecutor:**

Mr. Geoffrey Nice  
Ms. Hildegaard Uertz-Retzlaff  
Mr. Dermot Groome

**Amici Curiae:**

Mr. Steven Kay  
Mr. Branislav Tapušković  
Mr. Timothy McCormack

**Government of Serbia and Montenegro:**

Mr. Vladimir Đerić

**The Accused:**

Mr. Slobodan Milošević

**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 “Prosecution’s Report on Compliance with Trial Chamber Decisions in Relation to Rule 54bis and Application for Further Orders Pursuant to Rule 54bis”, filed by the Prosecution on 31 October 2003 (“Motion”), requesting, *inter alia*, the Trial Chamber to issue binding orders upon the Government of Serbia and Montenegro (“Serbia and Montenegro”) for the production of documentation,

**NOTING** that the Prosecution has not given Serbia and Montenegro notice of the Motion,

**CONSIDERING** that Rule 54bis(D)(i) of the Rules of Procedure and Evidence of the International Tribunal (“Rules”) provides that, except in cases where a decision has been taken pursuant to paragraphs (B) or (C), the State concerned shall be given notice of the application,

**CONSIDERING** that the Trial Chamber has not yet taken a decision on the Motion pursuant to Rule 54bis(B) or (C) of the Rules,

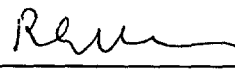
**CONSIDERING** that the Trial Chamber would be assisted in the determination of the Motion by a response from Serbia and Montenegro,

**PURSUANT** to Article 29 of the Statute of the International Tribunal and Rule 54bis of the Rules,

**HEREBY ORDERS** as follows:

- (1) The Prosecution shall give notice of the Motion to Serbia and Montenegro no later than 17 November 2003.
- (2) Serbia and Montenegro shall file a response (if any) to the Motion no later than 01 December 2003.

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



Richard May  
Presiding

Dated this 13th day of November 2003  
At The Hague  
The Netherlands

[Seal of the Tribunal]