

IT-02-54-T  
D 29478-D29476  
18 February 2004

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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: 18 February 2004  
Original: ENGLISH

**IN THE TRIAL CHAMBER**

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

**Registrar:** Mr. Hans Holthuis

**Order:** 18 February 2004

**PROSECUTOR**

v.

**SLOBODAN MILOŠEVIĆ**

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**ORDER PURSUANT TO RULE 98 TO CALL AS A  
COURT WITNESS CARL BILDT**

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**Office of the Prosecutor:**

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

**Amici Curiae:**

Mr. Steven Kay  
Mr. Branislav Tapušević  
Prof. Timothy McCormack

**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”),

*Proprio motu*

**NOTING** the following procedural history with respect to Carl Bildt:

- (1) “Decision on Prosecution’s Fourth Omnibus Motion for Leave to Amend the Witness List and Request for Protective Measures”, issued 21 November 2003, granting the Prosecution permission to add Carl Bildt (“witness”) to its list of witnesses;
- (2) “Order on Prosecution’s Request Concerning the Testimony of B-1731”, issued 16 January 2004, denying the Prosecution’s request to admit into evidence a statement of the witness under Rule 89(F) of the Rules of Procedure and Evidence of the International Tribunal (“Rules”); and
- (3) “Decision on Prosecution’s Second Application Under Rule 89 (F) to Receive the Evidence-in-Chief of Witness Carl Bildt in Written Form”, issued 29 January 2004, granting the Prosecution’s second request to admit into evidence the statement of the witness under Rule 89(F) of the Rules,

**NOTING** that Rule 98 of the Rules provides that the Trial Chamber may *proprio motu* summon witnesses and order their attendance,

**CONSIDERING** that it would assist the Trial Chamber to receive the evidence of the witness and that it is appropriate for the Trial Chamber to call the witness under Rule 98 of the Rules,

**PURSUANT** to Rule 98 of the Rules,

**HEREBY SUMMONS** and **ORDERS** the attendance of Carl Bildt to give evidence before the Trial Chamber in the present matter and will **ISSUE** further orders with respect to this matter in due course.

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



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Patrick Robinson  
Judge

Dated this 18th day of February 2004  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**