



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-95-17-I

Date: 12 October 2004

Original: ENGLISH

**BEFORE THE DUTY JUDGE**

**Before:** Judge O-Gon Kwon, Duty Judge  
**Registrar:** Mr. Hans Holthuis  
**Order of:** 12 October 2004

**PROSECUTOR**

v.

**MIROSLAV BRALO a.k.a "CICKO"**

**ORDER ON MOTION FOR VACATION OF ORDER FOR NON-  
DISCLOSURE AND FOR RELEASE OF CONFIDENTIAL  
DOCUMENTS**

**The Office of the Prosecutor**

Ms. Carla Del Ponte

**I, O-Gon Kwon**, Duty Judge 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 “Motion for Vacation of Order for Non-Disclosure and for Release of Confidential Documents” filed *ex parte* and under seal by the Office of the Prosecutor on 7 October 2004 (“Motion”), requesting the Duty Judge to (i) vacate, in full, an Order for non-disclosure issued on 10 November 1995 with respect to the Indictment in Case no. IT-95-17-I against four accused, including Miroslav Bralo (“Non-Disclosure Order”); and (ii) instruct the Registry of the International Tribunal (“Registrar”) to release, as public documents, the warrant of arrest and order for surrender, and the service copy of the Indictment against Miroslav Bralo (“the Accused”),

**NOTING** that the Non-Disclosure Order was vacated, in part, on several occasions; a fresh arrest warrant was issued on 29 January 2003,<sup>1</sup> further vacating the Non-Disclosure Order for the purpose of any provisional detention of the Accused; however, to date, his arrest has not yet been secured,

**NOTING** the Prosecution submission that a wider diffusion of the Indictment against the Accused, together with the arrest warrant and order for surrender will enhance the prospect of a successful arrest of the Accused,

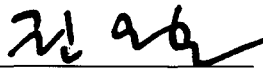
**CONSIDERING** that the relief sought is a reasonable step that may facilitate the arrest of the Accused,

**PURSUANT TO** Rules 28 and 54 of the Rules of Procedure and Evidence of the International Tribunal,

**HEREBY GRANT** the Motion and **ORDER** as follows:

- (1) the Non-Disclosure Order is vacated in full; and
- (2) the Registrar shall forthwith release, as public documents, the warrant of arrest and order for surrender, and the service copy of Indictment against the Accused.

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

  
 O-Gon Kwon  
 Duty Judge

Dated this twelfth day of October 2004  
 At The Hague  
 The Netherlands      **[Seal of the Tribunal]**

<sup>1</sup> “Warrant of Arrest/Order for Surrender,” 29 Jan. 2003.