



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-03-66-R77  
Date: 7 April 2005  
Original: English

**IN TRIAL CHAMBER I**

**Before:** Judge Amin El Mahdi, Presiding  
Judge Liu Daqun  
Judge György Szénási

**Registrar:** Mr. Hans Holthuis

**Order of:** 7 April 2005

**PROSECUTOR**

v.

**BEQA BEQAJ**

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**ORDER TERMINATING THE PROVISIONAL RELEASE OF  
BEQA BEQAJ**

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**The Office of the Prosecutor:**

Mr. David Akerson  
Mr. Jason Dominguez

**Counsel for the Accused:**

Mr. Tjarda Eduard van der Spoel

**UNMIK authorities**

**TRIAL CHAMBER I** (“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”);

**NOTING** the “Order for Provisional Release” issued on 4 March 2005, whereby the Chamber granted the accused Beqa Beqaj (“Accused”) provisional release subject to various terms and conditions including the condition that the Accused “return for Trial in The Hague upon the Chamber’s Order”;

**NOTING** the guarantees provided by the UNMIK authorities on 7 March 2005 to assist the provisional release of the Accused and his return to Priština Airport;

**NOTING** that the Chamber has scheduled the commencement of trial on 25 April 2005;

**NOTING** the Accused’s entitlements in accordance with Article 21, 4 (d) of the Statute;

**PURSUANT TO** Rules 54 and 65 of the Rules of Procedure and Evidence;

**HEREBY ORDERS:**

1. the suspension of the provisional release of Beqa Beqaj from 21 April 2005 until further order;
2. the accused Beqa Beqaj shall return, on his arrival, to the United Nations Detention Unit at the latest for the pre-trial conference to be held on 22 April 2005;
3. the accused Beqa Beqaj shall then remain in the custody of the Tribunal until further order.

**REQUIRES** the authorities of UNMIK to ensure that the Accused, along with his passport and other travel documents, is accompanied from his residence to Priština airport, Kosovo, and be handed over to the Tribunal’s representative at Priština airport, Kosovo;

**DIRECTS** the Registrar of the International Tribunal to take all necessary steps to facilitate the Accused’s return to the International Tribunal from Kosovo to the custody of the Tribunal, by, in particular, designating a representative to take over the Accused from the UNMIK representative at Priština airport, Kosovo, accompanying him on his return flight to the Netherlands, and handing the Accused over at Schiphol Airport (or any other designated airport in The Netherlands) to the Dutch Authorities along with his passport and other travel documents; and

**REQUIRES** the Dutch authorities to ensure that the Accused is taken to the custody of the Tribunal upon his arrival in The Netherlands.

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



**Judge Amin El Mahdi**

Presiding Judge

Dated this seventh Day of April 2005,  
At The Hague,  
The Netherlands.

**[Seal of the Tribunal]**