



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-04-74-PT  
Date: 15 December 2005  
Original: ENGLISH  
French

**BEFORE THE PRE-TRIAL JUDGE**

**Before: Judge Jean-Claude Antonetti**

**Registrar: Mr Hans Holthuis**

**Order of: 15 December 2005**

**THE PROSECUTOR**

v.

**Jadranko PRLIĆ  
Bruno STOJIC  
Slobodan PRALJAK  
Milivoj PETKOVIĆ  
Valentin ĆORIĆ  
Berislav PUŠIĆ**

**ORDER RECALLING AN ACCUSED ON PROVISIONAL RELEASE**

**CONFIDENTIAL**

**The Office of the Prosecutor:**

Mr Kenneth Scott

**The Accused:**

Slobodan Praljak, not represented by Counsel

**I, Jean-Claude Antonetti**, 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 (“Tribunal”);

**HAVING BEEN DESIGNATED** as pre-trial Judge in this case pursuant to an Order rendered by Trial Chamber II on 31 October 2005;

**NOTING** the confidential order of 22 November 2005 recalling the accused Praljak in light of the status conference initially scheduled for 11 January 2006 at 14:15 hours;

**NOTING** the confidential order of 15 December 2005 rescheduling the status conference to 30 January 2006 at 14:15 hours;

**NOTING** Rule 65 *ter* of the Rules of Procedure and Evidence (“Rules”);

**CONSIDERING** that the Accused **Slobodan Praljak** is on provisional release pursuant to an Order of 30 July 2004;

**CONSIDERING** that, in the interval, the pre-trial Judge was informed that Counsel Božidar Kovačić no longer represents the Accused;

**CONSIDERING** that an accused can conduct his own defence before the Tribunal;

**CONSIDERING**, moreover, that the Accused appeared at the last status conference, which was held on 8 November 2005;

**CONSIDERING** that it is imperative that the accused Slobodan Praljak be present at the next status conference hearing and that he should therefore be authorised to return to The Hague notwithstanding the order on provisional release restricting his movements;

**CONSIDERING** that the accused Slobodan Praljak, who is conducting his own defence, is to travel from Zagreb to The Hague and back to Zagreb at his own expense;

**CONSIDERING** that, if the Accused does not cover his travel expenses or if unforeseen difficulties should delay the commencement of the trial, the pre-trial Judge will be compelled to request Trial Chamber II to withdraw the provisional release ordered by Trial Chamber I;

**CONSIDERING** that it appears necessary to give protection to the Accused during his journey by means of an escort provided by the Government of the Republic of Croatia which

has offered, in support of the motion for provisional release, all the guarantees required by the Rules;

**NOTING** that the Registry, in co-operation with the Croatian and Dutch authorities, shall take custody of the Accused at his arrival at Schiphol Airport, transport him to the court room and back to the airport so that he may board a return flight to Zagreb on the same day;

**NOTING** that in order to provide maximum protection for the Accused, this order should remain confidential until his return to Zagreb;

**FOR THE FOREGOING REASONS**

**HEREBY ORDER** that the Accused **Slobodan Praljak** travel to The Hague at his own expense to attend the status conference to be held on 30 January 2006 at 14:15 hours and back to Zagreb also at his own expense;

**REQUEST** the authorities of the Republic of Croatia to escort the Accused from Zagreb to The Hague and back to Zagreb on 30 January 2006 without bearing his travel costs; to guarantee the personal safety of the Accused during the journey; to immediately detain the Accused if he infringes or attempts to infringe the provisions of this Order, and to inform the Chamber accordingly;

**REQUEST** the assistance of the Registry in keeping the Dutch authorities informed;

**RULE** that this confidential Order be made public the day after the status conference hearing, *i.e.* on 31 January 2006.

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

/signed/

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Judge Jean-Claude Antonetti  
Pre-Trial Judge  
Trial Chamber II

Done this fifteenth day of December 2005  
At The Hague  
The Netherlands