

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-04-84-PT
Date: 1 February 2007
Original: English

IT-04-84-PT
D11873-D11872
02 FEBRUARY 2007

11873 AP

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding
Judge Frank Höpfel
Judge Ole Bjørn Støle

Registrar: Mr Hans Holthuis

Decision of: 1 February 2007

PROSECUTOR

v.

RAMUSH HARADINAJ
IDRIZ BALAJ
LAHI BRAHIMAJ

ORDER RECALLING RAMUSH HARADINAJ FROM PROVISIONAL RELEASE

Counsel for Ramush Haradinaj

Mr Ben Emmerson, QC
Mr Rodney Dixon
Mr Michael O'Reilly

Office of the Prosecutor

Mr David Re
Mr Gramsci di Fazio
Mr Gilles Dutertre
Ms Katrina Gustafson

Counsel for Idriz Balaj

Mr Gregor Guy-Smith

**United Nations Interim Administration
Mission in Kosovo (UNMIK)**

Counsel for Lahi Brahimaj

Mr Richard Harvey
Mr Paul Troop

**Government of the Kingdom of the
Netherlands**

1. On 21 April 2005, Defence counsel for the Accused Ramush Haradinaj filed a “Defence Motion on Behalf of Ramush Haradinaj for Provisional Release”. The Trial Chamber rendered its decision on 6 June 2005, granting the motion and ordering the provisional release of the Accused. The Trial Chamber further ordered the Accused “to return to the Tribunal at such time and on such date as the Trial Chamber may order”.¹

2. In accordance with the “Scheduling Order” of 24 January 2007, the pre-trial conference will take place on 1 March 2007 and the trial will commence on 5 March 2007.

3. Pursuant to Rule 54 of the Tribunal’s Rules of Procedure and Evidence, the Trial Chamber hereby **ORDERS** that:

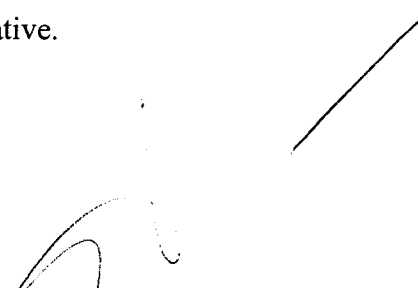
i. the Accused Ramush Haradinaj shall return to the United Nations Detention Unit in The Hague on Monday 26 February 2007;

ii. UNMIK shall accompany the Accused on his return journey and deliver the Accused to the custody of the Dutch authorities at Schiphol Airport or any other airport in the Netherlands;

iii. the Government of the Netherlands shall ensure that the Accused is transported from Schiphol Airport or any other airport in the Netherlands to the United Nations Detention Unit;

iv. UNMIK, the Government of the Netherlands and the Registry of the Tribunal, shall communicate with each other to facilitate the orderly return of the Accused to the United Nations Detention Unit.

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



Judge Alphons Orie
Presiding Judge

Dated this first day of February 2007
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ Decision on Ramush Haradinaj’s Motion for Provisional Release, 6 June 2005, para. 53(6)(1).