



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-99-36-ES  
Date: 10 July 2007  
Original: English

**THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL**

**Before:** Judge Fausto Pocar, President  
**Registrar:** Mr. Hans Holthuis  
**Order of:** 10 July 2007

**THE PROSECUTOR**

v.

***RADOSLAV BRĐANIN***

***CONFIDENTIAL***

**ORDER DESIGNATING THE STATE IN WHICH RADOSLAV BRĐANIN  
IS TO SERVE HIS PRISON SENTENCE**

**Office of the Prosecutor:**

Mr. Peter Kremer  
Ms. Helen Brady

**Counsel for the Radoslav Brđjanin:**

Mr. John Ackerman

**I, FAUSTO POCAR**, President 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 “Judgement” rendered by the Appeals Chamber on 3 April 2007 in the case IT-99-36-A, *Prosecutor v. Radoslav Brđanin* in which, Radoslav Brđanin was sentenced to thirty (30) years’ imprisonment;

**PURSUANT** to Article 27 of the Statute of the International Tribunal, Rule 103(A) of the Rules of Procedure and Evidence (“Rules”) and paragraphs four (4) to six (6) of the Practice Direction on the Procedure for the International Tribunal’s Designation of the State in which a Convicted Person is to Serve His/Her Sentence of Imprisonment (“Practice Direction”);<sup>1</sup>

**CONSIDERING** the confidential internal memorandum of 5 July 2007, submitted to me by the Deputy Registrar of the International Tribunal within the terms of paragraph three (3) of the Practice Direction and listing the States in which Radoslav Brđanin may serve his sentence;

**CONSIDERING** the Enforcement Agreement between the United Nations and the Kingdom of Denmark, which was signed on 4 June 2002, concerning the enforcement of sentences ordered by the International Tribunal;

**CONSIDERING** that the government of the Kingdom of Denmark has indicated to the Registry its willingness to enforce Radoslav Brđanin’s sentence;

**HAVING CONSIDERED** all of the factors enumerated in the Practice Direction, including in particular the place of residence of Radoslav Brđanin’s family;

**FOR THE FOREGOING REASONS,**

**DECIDE** that Radoslav Brđanin shall serve his sentence in the Kingdom of Denmark;

**INVITE** the Registrar officially to request the authorities of the Kingdom of Denmark to enforce the sentence of Radoslav Brđanin and, should the government of the Kingdom of Denmark accede

to the request, so inform me and take all necessary measures to facilitate Radoslav Brđanin's transfer to the Kingdom of Denmark;

**ORDER** pursuant to Rule 103(C), that Radoslav Brđanin remain in the International Tribunal's custody while awaiting his transfer to the Kingdom of Denmark.

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

Done this 10th day of July 2007,  
At The Hague,  
The Netherlands.



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Judge Fausto Pocar  
President

**[Seal of the International Tribunal]**

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<sup>1</sup> IT/137, 9 July 1998.