



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-T
Date: 3 October 2007
Original: English

IN TRIAL CHAMBER I

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

Registrar: Mr Hans Holthuis

Decision of: 3 October 2007

PROSECUTOR

v.

RAMUSH HARADINAJ
IDRIZ BALAJ
LAHI BRAHIMAJ

PUBLIC

**ORDER TO LIFT THE CONFIDENTIAL STATUS OF THE TRIAL CHAMBER'S
URGENT DECISION ON RAMUSH HARADINAJ'S MOTION FOR PROVISIONAL
RELEASE AND ALL RELATED FILINGS**

Office of the Prosecutor

Mr David Re
Mr Gramsci di Fazio
Mr Gilles Dutertre
Mr Philip Kearney

Counsel for Ramush Haradinaj

Mr Ben Emmerson, QC
Mr Rodney Dixon
Ms Susan L. Park

Counsel for Idriz Balaj

Mr Gregor Guy-Smith
Ms Colleen Rohan

**UNITED NATIONS INTERIM
ADMINISTRATION IN KOSOVO**

Counsel for Lahi Brahimaj

Mr Richard Harvey
Mr Paul Troop

THE TRIAL CHAMBER

NOTING the Motion on Behalf of Ramush Haradinaj for Urgent Provisional Release filed confidentially on 3 October 2007 (“Motion”), whereby the Defence for Ramush Haradinaj (“Accused”) sought his provisional release on compassionate grounds for a period starting on 3 October 2007 and ending on 7 October 2007;

NOTING the Response to Ramush Haradinaj’s Motion for Provisional Release filed confidentially on 3 October 2007 (“Response”), in which the Prosecution submitted that it did not oppose the application but requested that the Trial Chamber impose strict conditions similar to those set out in the Decision on Urgent Defence Motion on Behalf of Ramush Haradinaj for Provisional Release of 16 April 2005 and, in addition, that the Trial Chamber order the Accused not to engage in any political activity for the duration of the provisional release and not make any public statement with the exception of addressing those attending the funeral;

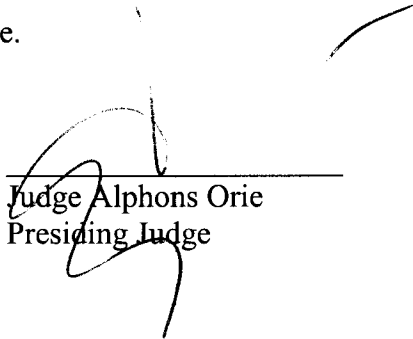
NOTING the letter of 2 October 2005 from the Special Representative of the United Nations Secretary-General, Mr. Joachim Rucker, in which UNMIK undertook that, if the Accused was provisionally released, (i) UNMIK officials would collect the Accused from the Tribunal’s security officers on his arrival in Kosovo, (ii) UNMIK would be responsible for him while in Kosovo, including for maintaining order and security at the funeral ceremony, and (iii) on the date ordered for his return to the Tribunal, UNMIK officials would escort the Accused and hand him over to the Tribunal’s security officers in Kosovo for his return to The Hague;

NOTING the Trial Chamber’s confidential Decision on Defence Motion on Behalf of Ramush Haradinaj For Urgent Provisional Release of 3 October 2007 (“Decision”), in which the Trial Chamber granted provisional release for Ramush Haradinaj for a period starting on 3 October 2007 and ending on 7 October 2007, for the sole purpose of attending the funeral and post-funeral ceremonies of his late nephew, Shqipton Haradinaj, who died in a road traffic accident on 2 October 2007;

CONSIDERING that it is in the interest of justice that all matters in this regard be made public;

HEREBY ORDERS the Registrar to lift the confidential status of the Decision and all related filings;

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



Judge Alphons Orié
Presiding Judge

Dated this 3rd day of October 2007
At The Hague
The Netherlands