

**UNITED
NATIONS**

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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-03-67-T

Date: 14 March 2008

Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, presiding
Judge Frederik Harhoff
Judge Flavia Lattanzi

Registrar: Mr Hans Holthuis

Order of: 14 March 2008

THE PROSECUTOR

v.

VOJISLAV ŠEŠELJ

CONFIDENTIAL DOCUMENT

**SUPPLEMENTAL ORDER REGARDING THE TESTIMONY OF
ZORAN DRAŽILOVIĆ**

The Office of the Prosecutor:

Mr Daryl Mundis

The Accused:

Mr Vojislav Šešelj

The Witness

Zoran Dražilović

TRIAL CHAMBER III ("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 ("Tribunal");

NOTING the requests submitted by Zoran Dražilović on 13 March 2008 to the Victims and Witnesses Section ("VWS") through his attorney, Milan Terzić, seeking assurances that no protective measures will be imposed on him and that there will be no contact with any organ of the Tribunal other than the VWS and the Chamber;

NOTING the Second Order regarding the Testimony of Zoran Dražilović as a Witness Summoned by the Chamber, issued confidentially on 3 March 2008 ("Order of 3 March") in which the Chamber ruled that

while protective measures are always granted in an attempt to strike a balance between the protection of witnesses and the rights of the Accused, it is ultimately up to each witness to decide to testify before the Chamber without any protective measures and, consequently, the pseudonym – which was supposed to be used up to the testimony of Zoran Dražilović¹ – need no longer be maintained;²

CONSIDERING that since the Order of 3 March lifted the pseudonym for Zoran Dražilović at his request, no protective measure may be imposed on him without his consent;

CONSIDERING moreover that during the hearing of 14 February 2008, the Chamber's Presiding Judge clearly explained, in private session, that since Zoran Dražilović was appearing at the request of the Chamber, there would be no proofing by the Prosecution or the Accused;³

¹ Decision on Adopting Protective Measures, confidential, 30 August 2007, p. 8.

² Second Order regarding the Testimony of Zoran Dražilović as a Witness Summoned by the Chamber, confidential, 3 March 2008, p. 2.

³ Hearing of 14 February 2008, Transcript in French 3728 (private session).

FOR THESE REASONS

IN ACCORDANCE with Rule 54 of the Rules of Procedure and Evidence,

REMINDS Zoran Dražilović that

- (i) no protective measures will be imposed on him against his will; and
- (ii) there will be no contact, outside of the courtroom, between him and sections of the Tribunal other than the Chamber, Registry, or VWS.

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

/signed/

Jean-Claude Antonetti
Presiding Judge

Done this fourteenth day of March 2008
At The Hague
The Netherlands

[Seal of the Tribunal]