



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-03-69-PT

Date: 29 July 2008

Original: English

IN TRIAL CHAMBER III

Before: Judge Patrick Robinson, Presiding
Judge Pedro David
Judge Michèle Picard

Registrar: Mr. Hans Holthuis

Order of: 29 July 2008

PROSECUTOR

v.

**JOVICA STANIŠIĆ
AND
FRANKO SIMATOVIĆ**

PUBLIC

**ORDER VARYING MEDICAL REPORTING REGIME
DURING PROVISIONAL RELEASE**

The Office of the Prosecutor

Mr. Dermot Groome
Ms. Doris Brehmeier-Metz
Mr. Gregory Townsend
Mr. John Docherty

Counsel for the Accused

Mr. Geert-Jan Alexander Knoop and Mr. Wayne Jordash for Jovica Stanišić
Mr. Zoran Jovanović and Mr. Vladimir Domazet for Franko Simatović

TRIAL CHAMBER III (“Trial 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”),

RECALLING its Decision of 26 May 2008 granting provisional release to the accused Jovica Stanišić and Franko Simatović (“the Provisional Release Decision”),¹

NOTING that the Provisional Release Decision sets in place detailed provisions for reporting to the Trial Chamber as to the medical condition of the accused Jovica Stanišić while on provisional release,

CONSIDERING the recent filing in this matter on 16 July 2008 from the Director of the Office of the National Council for Cooperation with the International Criminal Tribunal for the Former Yugoslavia submitting a report on medical treatment of the accused Jovica Stanišić dated 11 July 2008 in which it is stated that “the patient will be discharged from the VMA to recuperate at home on Friday, 11 July 2008” (“Notification”),

CONSIDERING that the Provisional Release Decision provides for the medical doctors of the Military Medical Hospital in Belgrade to notify the Trial Chamber of the identity of the medical practitioners who will be responsible for the care of the accused Jovica Stanišić if he is not admitted to hospital, for further order by the Trial Chamber,²

CONSIDERING the Notification provides the names of the team of doctors who continue to be in charge of treatment of the accused Jovica Stanišić,

¹ Decision on Provisional Release, 26 May 2008.

² Ibid., para. 68 (2).

HEREBY VARIES the reporting regime set out in the Provisional Release Decision and **ORDERS** the government of the Republic of Serbia to ensure strict compliance with the following revised reporting regime as to the medical condition of the accused Jovica Stanišić whereby:

- (a) Dr. Dino Tarabar, as representative of the consulting committee of doctors involved in the medical treatment of the accused Jovica Stanišić, or such other medical practitioner as is responsible for the care of the accused during the absence of Dr. Tarabar, is to provide further written reports to the Trial Chamber, as detailed as possible, specifying where appropriate specific symptoms of the accused Jovica Stanišić and identifying symptoms which have been observed directly by the consulting committee of doctors or by their staff, the first of such reports to reflect the physical health of the accused Jovica Stanišić as of Friday 1 August 2008 and a second report to reflect such condition as of Friday 22 August 2008;
- (b) Dr. Vesna Bućan, as treating psychiatrist, or such other medical practitioner as is responsible for the care of the accused during the absence of Dr. Bućan, is to provide further written reports to the Trial Chamber, as detailed as possible, specifying where appropriate specific symptoms of the accused Jovica Stanišić and identifying symptoms which have been observed directly by Dr. Bućan or by her staff, the first of such reports to reflect the mental health of the accused Jovica Stanišić as of Friday 1 August 2008 and a second report to reflect such condition as of Friday 22 August 2008; and
- (c) the reports are to be submitted to the Trial Chamber not later than one week after the dates specified.

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



Judge Patrick Robinson
Presiding

Dated this twenty-ninth day of July 2008

At The Hague

The Netherlands

[Seal of the Tribunal]