



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-95-5/18-PT  
Date: 13 October 2009  
Original: English

**IN THE TRIAL CHAMBER**

**Before:** Judge O-Gon Kwon, Presiding  
Judge Howard Morrison  
Judge Melville Baird  
Judge Flavia Lattanzi, Reserve Judge

**Registrar:** Mr. John Hocking

**Order of:** 13 October 2009

**THE PROSECUTOR**

v.

**RADOVAN KARADŽIĆ**

***PUBLIC***

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**SECOND INVITATION TO THE GOVERNMENT OF  
BOSNIA AND HERZEGOVINA**

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**Office of the Prosecutor**

Mr. Alan Tieger  
Ms. Hildegard Uertz-Retzlaff

**The Government of Bosnia and Herzegovina**

via the Embassy of Bosnia and Herzegovina to  
The Netherlands, The Hague

**The Accused**

Mr. Radovan Karadžić

**THIS 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”),

**BEING SEISED** of the Accused’s “Request for Second Invitation to Government of Bosnia”, filed publicly on 9 October 2009 (“Request”), in which he seeks certain documents from the Government of Bosnia and Herzegovina (“Government of Bosnia”), and asks that the Trial Chamber invite the Government of Bosnia to produce those documents;<sup>1</sup>

**NOTING** that the Chamber is currently seised of the Accused’s “Motion for Binding Order: Government of Bosnia”, filed publicly on 31 August 2009 (“Motion”), whereby the Accused requests the Trial Chamber to issue a binding order pursuant to Rule 54 *bis* of the Rules of Procedure and Evidence of the Tribunal (“Rules”) requiring the Government of Bosnia to produce a number of documents;<sup>2</sup>

**NOTING** that, on 2 September 2009, the Chamber invited the Government of Bosnia to respond to the Motion by 30 September 2009,<sup>3</sup> and that the Government of Bosnia has not yet submitted such a response to the Chamber;

**NOTING** that the Accused, in his Request, asserts that he needs the documents before the commencement of his trial;

**CONSIDERING** that, in order to determine the Motion, the Chamber would be assisted by hearing from the Government of Bosnia;

**CONSIDERING** that the Accused’s trial is due to start on 21 October 2009, and that the completion of the work of the Tribunal within a reasonable time is a matter of great importance which requires that all Governments take urgent steps to comply with their duty to co-operate with the Tribunal in its work, including with the defence and the self-represented accused who are investigating issues relevant to their cases;

**HEREBY:**

- (a) **INVITES** the Government of Bosnia to assist the Trial Chamber by providing a response to the Motion by close of business on **27 October 2009**; and

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<sup>1</sup> Request, paras. 1-2.

<sup>2</sup> Motion, para. 1.

<sup>3</sup> Invitation to Bosnia and Herzegovina, 2 September 2009.

- (b) **REQUESTS** the Registry to provide both the Request and this Second Invitation to the Government of Bosnia.

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

  
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Judge O-Gon Kwon, Presiding

Done this thirteenth day of October 2009  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**