



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-05-88/2-PT

Date: 22 February 2010

Original: English

IN TRIAL CHAMBER II

Before: Judge Christoph Flügge, Presiding
Judge Antoine Kesia-Mbe Mindua
Judge Prisca Matimba Nyambe

Registrar: Mr. John Hocking

Decision of: 22 February 2010

PROSECUTOR

v.

ZDRAVKO TOLIMIR

PUBLIC

**DECISION ON MOTION REQUESTING THE CHAMBER TO ALLOW
THE ACCUSED'S LEGAL ADVISOR TO BE PRESENT IN THE
COURTROOM**

Office of the Prosecutor

Mr. Peter McCloskey

The Accused

Zdravko Tolimir

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 “Request to Allow Aleksandar Gajić, Legal Advisor to Zdravko Tolimir to be present in the Courtroom”, submitted by the Accused Zdravko Tolimir (“Accused”) on 12 February 2010 and filed publicly in the English version on 16 February 2010 (“Motion”), in which the Accused requests the Trial Chamber to permit the presence of his legal advisor, Aleksandar Gajić, in the courtroom during the pre-trial conference scheduled for 25 February 2010 as well as during the trial;

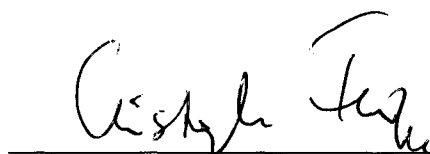
NOTING the “Response to Accused’s Request for the Chamber to Allow his Legal Advisor, Aleksandar Gajić, to be present in the Courtroom” filed on 18 February 2010 (“Response”), in which the Prosecution does not object to the Accused’s request;

CONSIDERING that in the interests of justice it is desirable that Mr. Aleksandar Gajić, as the legal advisor of the Accused, be present in the courtroom during the pre-trial conference and the subsequent court proceedings;

PURSUANT TO Article 20(1) of the Statute and Rule 54 of the Rules of Procedure and Evidence;

GRANTS the Motion and **ORDERS** that Mr. Aleksandar Gajić, as the legal advisor of the Accused, may be present in the courtroom during the pre-trial conference and the subsequent court proceedings.

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



Christoph Flügge

Presiding Judge

Dated this twenty-second day of February 2010
At The Hague
The Netherlands

[Seal of the Tribunal]