

21883
SMS

Before: Judge Alphons Orié, Presiding
Judge Michèle Picard
Judge Elisabeth Gwaunza

IT-03-69-T
D21883-D21876
18 May 2010

Registrar: Mr. John Hocking

Public Order

The Prosecutor
v.
Jovica Stanišić
and
Franko Simatović

Order to Redact the Public Broadcast of a Hearing

The Trial Chamber

(At the request of the Prosecutor / Defence and with the agreement of the parties)

ORDERS that the following highlighted portion of the hearing dated 13 May 2010 be edited from the public broadcast of this hearing.

LiveText SR (13/05/2010 13/05/2010)

21 14:26:41 structure of the service. Were you aware of these conclusions at or
 22 14:26:42 thereabouts when they were reached?
 23 14:26:42 A. No, I'm not.
 24 14:26:42 Q. Are you in any way familiar with this document?
 25 14:26:42 MR. JORDASH: Please could we scroll the B/C/S and the English so
 4 14:26:45 we can see the first page so the witness can read what is contained
 2 14:26:49 therein
 3 14:27:21 Q. So, witness, can I ask you if you don't know anything about this
 4 14:27:27 document, then you don't know. Do you know about the involvement with
 5 14:27:34 the Federal Secretariat of the Interior with the setting up of the MUP of
 6 14:27:47 of the Serbian Krajina?
 7 14:27:47 A. Well, it's been quite awhile since then so I really can't recall.
 8 14:27:51 I could not really explain the details, but I'm not aware of these
 9 14:27:58 matters. Perhaps there were -- there was co-operation in the organising
 10 14:28:04 of the public security service, but as for the state security service,
 11 14:28:08 I'm not familiar that there was any such thing.
 12 14:28:12 Q. So you are familiar with the co-operation, in fact more than
 13 14:28:19 co-operation, I suggest, deep involvement of the Federal SUP in the
 14 14:28:56 setting up of the Serbian Krajinas Ministry of the Interior as per this
 15 14:28:57 document and as per the conclusions it refers to?
 16 14:28:57 A. Perhaps I should give a broader explanation here. I don't know
 17 14:29:24 how familiar you are with all this but I've to reiterate, as for the work
 18 14:29:24 of the state security service, I think it wasn't frequent. As for public
 19 14:29:24 security service, I'm not really competent to speak about that. And I
 20 14:29:33 would like to add something I clearly remember that when we prepared a
 21 14:29:33 letter or communication to be sent to other republic, we would always
 22 14:29:33 indicate that the recipients are six republics and two anonymous provinces,
 23 14:29:41 at least when I worked in the service that was the format I used. And I
 24 14:30:14 security service. As for the public security service, I wouldn't know
 25 14:30:15 about that.

5 14:30:15 JUDGE ORIE: Just for me to understand your question, you talked
 2 14:30:16 in your last question go deep involvement. I I have not had an
 3 14:30:16 opportunities to read the whole of the document but it looks at if the

Handwritten notes on the left side of the screenshot:
 Post-session
 R. Vated
 RBAM

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Alphons Orié
Presiding Judge

Before: Judge Alphons Oric, Presiding
Judge Michèle Picard
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Post-Session redacted by Bunny

LiveNote SR - (13/05/2010 13/05/2010)

8 14:48:37 the Republic of Serbia. I'm not aware of this material. I'll not
 9 14:48:38 familiar with this. I really don't know why your showing me. I really have
 10 14:49:04 no knowledge whatsoever about this material. All of these officials were
 11 14:49:05 from the Republic of Serbia, there was no one from my anyone military.
 12 14:49:05 Q. Let me ask you, if we go back to the first page of the English
 13 14:49:05 version and I want to just consider this question, if I read from the
 14 14:49:06 English version the last three lines of the second paragraph it says
 15 14:49:09 in reference to creating a defence system of the Krajina, and in
 16 14:49:18 reference to the meeting involving Milosevic, prime minister Bozovic,
 17 14:49:25 Hadzic, and is so on, and I quote.
 18 14:49:29 "It was anticipated that the planning of funds for army and
 19 14:49:48 police needs should begin immediately as was done in 1992 via the RSK
 20 14:49:48 Ministry of Defence and the Ministry of Defence of the Republic of
 21 14:49:48 Serbia."
 22 14:49:49 So my question is, were you aware of the planning of the funds
 23 14:50:11 for the police through the Ministry of Defence of the Republic of
 24 14:50:11 Serbia in 1992?
 25 14:50:11 A. I think that you are confusing things. You are confusing the
 13 14:50:15 interior and the Ministry of Defence. I have nothing whatsoever with the
 26 14:50:21 Ministry of Defence of Serbia. Please, I mean, we can discuss things, we
 27 14:50:25 can talk about things, but I don't know about this.
 28 14:50:28 Q. Well, I was focusing more in terms of the police and what you
 29 14:50:33 might have known about the funding for the police of the?
 30 14:50:41 A. There is no mention of the police here.
 31 14:50:43 Q. It was accepted that the planning of funds for army and police
 32 14:50:47 needs should begin immediately as was done in 1992 via the RSK Ministry
 33 14:50:57 of Defence and Ministry of Defence of the Republic of Serbia. If you
 34 14:50:59 don't know how the police were funded, then just say you don't know and
 35 14:51:03 we'll move on?
 36 14:51:10 A. I don't know. I don't know.
 37 14:51:13 MR. JORDASH: Please, could I tender this exhibit, Your Honours.
 38 14:51:19 MR. HOFFMANN: No objection, Your Honours.
 39 14:51:19 JUDGE ORIE: Madam Registrar.

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*Post
Session
redacted
Let Bone*

The screenshot shows a transcript window titled "LiveNote SR [13/05/2010 13/05/2010]". The transcript contains the following text:

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11 14:51:03 we'll move on?
12 14:51:10 A. I don't know. I don't know
13 14:51:13 MR. JORDASH: Please, could I tender this exhibit, Your Honours.
14 14:51:19 MR. HOFFMANN: No objection, Your Honours.
15 14:51:19 JUDGE ORIE: Madam Registrar
16 14:51:21 THE REGISTRAR: It this will be Exhibit D57, Your Honours.
17 14:51:26 JUDGE ORIE: And is admitted into evidence.
18 14:51:28 MR. JORDASH:
19 14:51:43 Q. Let me turn then to your specific evidence which I hope you will
20 14:51:43 be able to answer some questions on. Do you accept, Mr. Witness, that by
21 14:51:45 the time the federal MUP building was taken over in Belgrade, the former
22 14:51:54 Yugoslavia as a federal state was no longer in existence?
23 14:52:03 A. The Federal Republic of Yugoslavia, that's what existed, not the
24 14:52:19 SFRY. The FRY existed then and went on for quite awhile.
25 14:52:23 Q. The Federal Republic of Yugoslavia existed in November of 1992;
14 14:52:32 is that what you are stating?
2 14:52:33 A. Yes.
3 14:52:36 Q. And what did it consist of at that point?
4 14:52:39 A. That's October. The Republic of Serbia and the Republic of
5 14:52:49 Montenegro.
6 14:52:49 Q. And the Republic of Serbia and the Republic of Montenegro were
7 14:52:54 co-operating and working together in that federal republic; is that
8 14:53:01 correct?
9 14:53:01 A. Yes, yes. Some people from Montenegro came and worked in the
10 14:53:16 federal organs still.
11 14:53:19 Q. The federal MUP as had existed before the new federal arrangement
12 14:53:29 no longer existed, did it? Let me simplify that. The federal MUP as
13 14:53:37 existed before the outbreak of war co-ordinated various republics and
14 14:54:04 regions which no longer needed to be co-ordinated, the federal state now
15 14:54:05 existing of only Serbia and Montenegro. Is that correct?
16 14:54:05 A. The federal MUP did exist. Of course, they no longer had
17 14:54:18 authority over the republics that had stepped out of the SFRY. We
18 14:54:23 co-ordinated work in Serbia Montenegro. Of course, there were less

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The section from line 14 to line 18 is highlighted in black in the original image.

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[Signature]
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Presiding Judge

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LiveNote SR - [13/05/2010 13/05/2010]

File Edit Transcript Search Annotate Issues Report Options Window Help

20:15:20:52 A Well, I think what I said that Vice Vukovic said that either the
 21:15:21:15 ministry or the police of Serbia had their presence in Croatia. And
 22:15:21:16 Branko Polizota told me that the Serbian service is wreaking havoc in
 23:15:21:23 Croatia, in Krajina. Maybe there was something else that was said there,
 24:15:21:28 but I think we meant the same thing.
 25:15:21:33 Q. You claimed that yesterday that you were given that information
 25:15:21:38 at the first meeting upon your arrival in Sibenik; is that correct?
 2:15:21:44 A. Yes.
 3:15:21:49 MR. JORDASH: Let's have a look at the statement you gave to the
 4:15:21:53 Prosecution in 2004. Paragraph 26, talking about your arrival. We can
 5:15:22:05 go to paragraph 25 so we can get the context.
 6:15:22:08 Q. 25 you talk about the arrival in Sibenik, your meeting with --
 7:15:22:13 A. Yes.
 8:15:22:15 Q. Your meeting with certain Croatian officials. Do you see that?
 9:15:22:21 A. Yes, I do.
 10:15:22:24 Q. And 26, the Croatian side highlighted their concerns especially
 11:15:22:33 in relation to the Knin Krajina and Baranja, they indicated that
 12:15:22:38 Milan Martić with a group of policemen separating himself from the
 13:15:22:43 Croatian MUP took over the station in Knin, he refused to recognise
 14:15:22:49 Croatian authorities and particularly Croatian authorities acting
 15:15:22:54 according to his own will. Paced on Croatian information the Serbian
 16:15:22:57 authorities from Belgrade controlled Martić. The Croats did not give us
 17:15:23:20 detailed information about who in particular controlled Milan Martić from
 18:15:23:20 Belgrade and frankly we did not ask to avoid any unnecessary tension at
 19:15:23:20 this initial meeting."
 20:15:23:33 Was that correct when you told the Prosecution that in 2004?
 21:15:23:33 A. Yes.
 22:15:23:33 Q. Was paragraph 27 correct when you told that to the Prosecution in
 23:15:23:34 2004, that the Croatian officials asked you to influence Martić? Was
 24:15:23:42 that correct?
 25:15:23:43 A. Yes.
 26:15:23:46 Q. Was paragraph 28 correct, that the Croatian officials outlined
 2:15:23:51 problems in and around Gospić as another place of potential conflict

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Post-session
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Post Session Redacted by P. Bony



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Post-Session redacted
Yut Barry

7 18:06:58 JUDGE ORIE: Mr Hoffmann
8 18:06:59 MR. HOFFMANN: I'm just a bit concerned about the mentioning of
9 18:07:01 the personal weekend cottage. If that could be redacted.
10 18:07:11 [Trial Chamber and Registrar confer]
11 18:07:19 JUDGE ORIE: Please proceed, Mr Petrovic.
12 18:07:21 MR. PETROVIC: [Interpretation] Thank you, Your Honour.
13 18:07:24 Q. So during your stay in Belgrade while you were in your office at
14 18:07:31 the state security, you did not hear what all of Belgrade and all of
15 18:07:39 Serbia were talking about at the time, the killing of Hujin, you did not
16 18:07:44 hear about that?
17 18:07:45 A. Well, I did not, and if I have to state the reason, I can.
18 18:07:51 Because at that time there were is so many killings of this kind that --
19 18:07:56 Q. Tell us, please, where was it that you heard about Badza's Group?
20 18:08:04 A. In Bell Manastir.
21 18:08:06 Q. Can you tell us who told you about Badza guns group?
22 18:08:17 A. Mate Tenjajic.
23 18:08:19 Q. Where did you hear about the White Eagles?
24 18:08:23 A. I heard it from villagers in Zmijevo ^ and places like that?
25 18:08:54 Q. Did you tell us where you heard about the Serb guard?
68 18:08:54 A. I really cannot recall now. I really cannot remember. It's been
2 18:08:54 quite awhile.
3 18:08:54 Q. Where did you hear about the Red Berets?
4 18:08:55 A. We knew about the Red Berets. I mean, if you are asking me about
5 18:08:57 where they were staying, well, I did not mention the Red Berets staying
6 18:09:02 in this area.
7 18:09:04 THE INTERPRETER: Interpreter's note: Could all other
8 18:09:06 microphones please be switched off.
9 18:09:08 MR. PETROVIC: [Interpretation].
10 18:09:09 Q. Osijek and Baranja at the time you were there there were no Red
11 18:09:12 Berets, is my understanding correct?
12 18:09:14 A. Not under the name of the Red Berets, now, I mean, if you are
13 18:09:17 saying that Badza Stojicic and them are the same thing and why I said
14 18:09:24 bads''s men at some point and whatever, well.

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Post-Session Redacted by Kelly Barry

LiveWire SR: [13/05/2010 13/05/2010]

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10:18:10:58 A. Do you mean what day or what date? I can't recall the date but
 11:18:11:07 it was around 9.00 in the morning, after breakfast I know because we met
 12:18:11:15 every morning.
 13:18:11:15 Q. So where was this barrack where this conversation took place?
 14:18:11:43 A. It was on the approaches from Beli Manastir, from Bezdán towards
 15:18:11:43 Beli Manastir.
 16:18:11:43 Q. So what is the closest town?
 17:18:11:44 A. Beli Manastir. This was in the town itself, the barrack was on
 18:18:11:54 the outskirts of the town.
 19:18:11:54 Q. Tell us, please, where were you, did -- could?
 20:18:12:04 THE INTERPRETER: Could the counsel please repeat the question.
 21:18:12:08 JUDGE ORIE: Mr. Petrovic, could you please repeat the question?
 22:18:12:11 MR. PETROVIC: [Interpretation]
 23:18:12:14 Q. My question was, in what direction did this convoy take, in what
 24:18:12:24 direction did the column go?
 25:18:12:25 A. In the direction of the town of Beli Manastir.
 26:18:12:30 Q. Where were you while this column was passing?
 27:18:12:36 A. I was in Mate Tenjajic's office. I also had an office of my own
 28:18:12:45 sort of where I also slept and used as my office.
 29:18:12:51 Q. So while this column was moving past, you didn't even look out to
 30:18:12:59 see who or what was in the column?
 31:18:13:00 A. That's correct, I did not.
 32:18:13:03 Q. Why didn't you even glance at who was in the column?
 33:18:13:11 A. Because we were told that in the field we could only contact the
 34:18:13:17 army representatives.
 35:18:13:18 Q. Witness, I'm not asking you about contacts. I'm asking you about
 36:18:13:28 why you didn't even take a look at who was in the column. Wann't that
 37:18:13:34 why you were sent there, to provide information about the situation as it
 38:18:13:39 was in Beli Manastir area?
 39:18:13:41 A. No, I didn't even take a look.
 40:18:13:44 Q. Well, were you not even interested in who these forces were, the
 41:18:13:49 paramilitary forces coming from Serbia to Beli Manastir, the area that
 42:18:13:53 you were charged with?

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