



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-T

Date: 6 October 2010

Original: English

IN THE TRIAL CHAMBER

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

Registrar: Mr. John Hocking

Order of: 6 October 2010

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

**ORDER TO BOSNIA AND HERZEGOVINA IN PREPARATION FOR THE HEARING
PURSUANT TO RULE 54 *BIS***

Office of the Prosecutor

Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Accused

Mr. Radovan Karadžić

Government of Bosnia and Herzegovina

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

Standby Counsel

Mr. Richard Harvey

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 “Motion for Binding Order: Government of Bosnia”, filed on 31 August 2009 (“Motion”), requesting under Rule 54 *bis* of the Rules of Procedure and Evidence (“Rules”) that Bosnia and Herzegovina (“BiH”) provide him with a number of documents he claims to be relevant to his case;¹

RECALLING that, on 7 September 2010, the Chamber issued an order scheduling an oral hearing pursuant to Rule 54 *bis* (“Hearing”) to which BiH representatives have been invited and that the Hearing is to take place on 15 October 2010, at 10:00 a.m.;²

NOTING that BiH is yet to file its Rule 54 *bis* (F) notice of objection, if any, following which the Chamber will file a more detailed scheduling order for the conduct of the Hearing;³

CONSIDERING that the Chamber has previously held one oral hearing pursuant to Rule 54 *bis*, on 15 February 2010, to which BiH representatives were invited but which they failed to attend;⁴

CONSIDERING the responsibility of BiH to co-operate with the Tribunal pursuant to Article 29 of the Statute of the Tribunal (“Statute”);

PURSUANT TO Article 29 of the Statute and Rules 54 and 54 *bis* (D) of the Rules;

HEREBY ORDERS the Government of BiH, by no later than 4:00 p.m. on Monday 11 October 2010, to:

(1) provide the Chamber, through the Registry, with the following information:

- (i) the name and the capacity of the designated official who will represent BiH at the hearing;

¹ Motion, para. 1.

² Order Scheduling a Hearing Pursuant to Rule 54 *bis* (Bosnia and Herzegovina), 7 September 2010 (“Order”).

³ Order, pp. 3–4.

⁴ Decision, para. 4.

- (ii) the name(s) and designation(s), if different from (i), of the person(s) who will address the Chamber; and
- (iii) the name(s) and designation(s) of any other BiH representative(s) who wish to attend the hearing; and

(2) file its Rule 54 *bis* (F) notice of objection, if any; and

REQUESTS the Registry to serve this Order to BiH.

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



Judge O-Gon Kwon, Presiding

Dated this sixth day of October 2010
At The Hague
The Netherlands

[Seal of the Tribunal]