

**UNITED
NATIONS**



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: 27 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: 27 October 2010

THE PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

INVITATION TO EUROPEAN UNION

Office of the Prosecutor

Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

**General Secretariat of the Council of the
European Union**

Mr. Pierre de Boissieu

The Accused

Mr. Radovan Karadžić

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: European Union”, filed on 19 October 2010 (“Motion”), whereby the Accused requests the Trial Chamber to issue a binding order pursuant to Article 29 of the Statute of the Tribunal and Rule 54 *bis* of the Rules of Procedure and Evidence of the Tribunal (“Rules”) requiring the European Union (“EU”) to provide certain documents to him;¹

NOTING that in the Motion the Accused indicates that he sent letters to the General Secretariat of the Council of the EU requesting these documents first on 30 November 2009, and then on 6 October 2010, but submits that he received no response and thus decided to file the Motion;²

NOTING further that the Accused submits that justice would be better served by giving the EU the opportunity to be heard before the Motion is decided, and that he requests that the Chamber issue an invitation to EU to respond to the Motion;³

CONSIDERING that, in order to determine the Motion, the Trial Chamber would be assisted by hearing from the EU;

PURSUANT TO Rule 54 of the Rules,

HEREBY:

- (a) **INVITES** the EU to assist the Trial Chamber by filing a response to the Motion within 14 days of this Invitation, by close of business on **10 November 2010**; and

¹ Motion, para. 1.

² Motion, paras. 3–4, Annexes B and C.

³ Motion, para. 19.

(b) **REQUESTS** the Registry to provide both the Motion and this Invitation to the EU.

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



Judge O-Gon Kwon
Presiding

Done this twenty-seventh day of October 2010
At The Hague
The Netherlands

[Seal of the Tribunal]