

**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-05-88-A

Date: 23 January 2012

Original: English

IN THE APPEALS CHAMBER

Before:

Judge Patrick Robinson, Presiding
Judge Mehmet Güney
Judge Fausto Pocar
Judge Liu Daqun
Judge Andrésia Vaz

Registrar:

Mr. John Hocking

Order of:

23 January 2012

PROSECUTOR

v.

VUJADIN POPOVIĆ
LJUBIŠA BEARA
DRAGO NIKOLIĆ
RADIVOJE MILETIĆ
MILAN GVERO
VINKO PANDUREVIĆ

PUBLIC

**ORDER EXTENDING PANDUREVIĆ'S PROVISIONAL
RELEASE**

The Office of the Prosecutor:

Mr. Peter Kremer QC

Counsel for the Defence:

Mr. Zoran Živanović and Ms. Mira Tapušević for Mr. Vujadin Popović
Mr. John Ostojčić and Mr. Theodor Seudder for Mr. Ljubiša Beara
Ms. Jelena Nikolić and Mr. Stéphane Bourgon for Mr. Drago Nikolić
Ms. Natacha Fauveau Ivanović and Mr. Nenad Petrušić for Mr. Radivoje Miletić
Mr. Dragan Krgović and Mr. David Josse for Mr. Milan Gvero
Mr. Peter Haynes and Mr. Simon Davis for Mr. Vinko Pandurević

THE APPEALS 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 (“Appeals Chamber” and “Tribunal”, respectively);

NOTING the “Decision on Vinko Pandurević’s Urgent Motion for Provisional Release on Compassionate Grounds”, filed on 11 January 2012 (“Provisional Release Decision”), whereby the Appeals Chamber granted Vinko Pandurević (“Pandurević”) temporary provisional release and ordered him to return to the United Nations Detention Unit (“UNDU”) no later than 23 January 2012;¹

NOTING that the Appeals Chamber has been informed by the Registrar of the Tribunal (“Registrar”) that Sarajevo Airport has been closed due to inclement weather since 22 January 2012 and, as a result, Pandurević’s return flight to The Netherlands scheduled for today has been cancelled;

FURTHER NOTING that, according to the Registrar, there is a strong likelihood that Sarajevo Airport will remain closed throughout 24 January 2012;

CONSIDERING that Pandurević’s provisional release should exceptionally be extended to take into account such a delay in a return of Pandurević to the UNDU;

HEREBY ORDERS *proprio motu* that Pandurević’s provisional release be exceptionally extended until flights resume;

FURTHER EMPHASIZING that all other conditions of the Provisional Release Decision shall remain in force.

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



Judge Patrick Robinson
Presiding

Dated this twenty-third day of January 2012
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ Provisional Release Decision, paras 19(3), 19(5)(j).