



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: 17 April 2012
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: 17 April 2012

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

INVITATION TO BOSNIA AND HERZEGOVINA

Office of the Prosecutor

Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Government of Bosnia and Herzegovina

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

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 Invitation to Bosnia: Interview of Marko Boskic [sic]”, filed on 10 April 2012 (“Motion”), whereby the Accused requests the Chamber to issue an invitation to the Government of Bosnia and Herzegovina (“BiH”) requesting it to facilitate an interview with Marko Boškić by the Accused’s legal advisor;¹

NOTING that Boškić was a member of the 10th Sabotage Detachment Unit and was allegedly involved in the killing of men at the Branjevo Military Farm on 16 July 1995 (Schedule E9.2 of the Third Amended Indictment);

NOTING that on 1 March 2012, the Accused sent a letter to BiH requesting that it facilitate the interview with Boškić,² who is currently serving a prison sentence there, but that he has received no response from BiH to date;³

NOTING that the Accused’s legal advisor is unable to meet with Boškić without the co-operation of the authorities in BiH;

CONSIDERING that it is in the interests of all parties involved that such requests are, if possible, dealt with on a voluntary basis and reiterating again that the Chamber should only be involved as a method of last resort;

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

PURSUANT TO Rule 54 of the Rules,

HEREBY:

- (a) **INVITES** BiH to assist the Trial Chamber by either co-operating with the Accused and facilitating the interview with Boškić, or by filing a response to the Motion, within 14 days of receipt of this Invitation, specifying the reasons why it is unable to so co-operate; and

¹ Motion, para. 1.

² Letter to Bosnia, 1 March 2012.

³ Motion, paras. 1–2.

(b) **REQUESTS** the Registry to provide this Invitation to BiH.

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



Judge O-Gon Kwon
Presiding

Done this seventeenth day of April 2012
At The Hague
The Netherlands

[Seal of the Tribunal]