



Number: X-KR-07/346
Sarajevo, 30 April 2010

Court of Bosnia and Herzegovina, Judge Vesna Jasenković, as the President of the Panel, in the criminal case against the accused Ljubo Tomić and Krsto Josić, for the criminal offence of War Crimes against Civilians, set forth under Article 173 (1) c) in conjunction with Article 29 and Article 180 (1) of the Criminal Code of Bosnia and Herzegovina (hereinafter: CC BiH), acting *ex officio*, in accordance with Article 291 (1) of the Criminal Procedure Code of Bosnia and Herzegovina, in order to make a correction in the Verdict of this Court number X-KR-07/346 of 12 March 2010, on 30 April 2010 rendered

DECISION

The Verdict of the Court of BiH, number X-KR-07/346 dated 12 March 2010 is hereby corrected in the manner that the words **“IN THE NAME OF BOSNIA AND HERZEGOVINA”** shall be inserted following the words “Sarajevo, 12 March 2010” in the introduction of the Verdict on page three.

Reasoning

On 27 April 2010, the Court received the Appeal of the Prosecutor’s Office of BiH lodged from the Verdict number X-KR-07/346, dated 12 March 2010. Among other things, the Appeal stated that the written copy of the Verdict did not contain the introductory part reading “IN THE NAME OF BOSNIA AND HERZEGOVINA”.

Having reviewed the written copy of the Verdict, it was established that a formal mistake was made and it was not stated in the introduction that the Verdict was passed “IN THE NAME OF BOSNIA AND HERZEGOVINA.”

Thereafter, the Court reviewed the original copy of the Verdict and listened to the audio recording of the pronouncement of the Verdict, which took place on 12 March 2010, and it established that the Presiding of the Panel, when pronouncing the Verdict, that is, reading the operative part from the Minutes on the Main Trial, did say the Verdict was passed “IN THE NAME OF BOSNIA AND HERZEGOVINA”, which was also stated in the original copy of the Verdict which was filed.

Therefore, it is obvious it was the matter of an apparent slip of the pen and typing error made in the course of producing the written copy of the Verdict. In other words, in that part, the written copy does not correspond to the original copy. Considering that this procedural deficiency cannot be corrected by lodging an appeal (there is no such appellate ground), and the Prosecutor’s Office pointed to this deficiency in the appeal, the Appeal, in that part, will be perceived as a request for the correction of the written copy of the Verdict.

Bearing in mind the foresaid, acting *ex officio*, the Presiding of the Panel, pursuant to Article 291 (1) of the Criminal Procedure Code of Bosnia and Herzegovina, decided as stated in the operative part of the Decision.

PRESIDENT OF THE PANEL
Vesna Jasenković
/stamp ad signature/

LEGAL INSTRUCTION: An appeal may be lodged from this Decision within the deadline of three days from the day of the receipt.