



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: 9 April 2015

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

Decision of: 9 April 2015

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

**DECISION ON ACCUSED'S REQUEST FOR PUBLIC REDACTED VERSION OF
RECONSIDERATION DECISION**

Office of the Prosecutor

Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Accused

Mr. Radovan Karadžić

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 “Request for Filing of Public Redacted Version of Decision on Prosecution Motion for Reconsideration of Redactions”, filed confidentially on 20 March 2015 (“Request”) wherein the Accused requests that the Chamber issue a public redacted version of the confidential “Decision on Prosecution’s Motion for Reconsideration of Redactions to testimony of [REDACTED]”, dated 27 September 2013 (“Decision”);¹

NOTING the Accused’s submission that the Decision forms an important part of international criminal jurisprudence as it addresses whether a witness who provides information that might be used against him in national immigration proceedings has any protection against the disclosure of those statements and that issuing a public redacted version of the Decision would allow him to refer to it in any appeal;²

NOTING the “Prosecution Response to Request for Filing of Public Redacted Version of Decision on Prosecution Motion for Reconsideration of Redactions”, filed confidentially on 2 April 2015 (“Response”), wherein the Office of the Prosecutor (“Prosecution”) submits that it does not oppose the Request;

CONSIDERING further that save for portions which should remain under seal to protect the identity and location of the witness, it is in the interests of justice and of a public trial that the Decision be made public;

PURSUANT TO Rule 54 of the Tribunal’s Rules of Procedure and Evidence,

HEREBY:

- a. **GRANTS** the Request;
- b. **DECIDES** that it shall issue a public redacted version of the Decision;
- c. **ORDERS** the Registry to reclassify the Request as public, while maintaining the confidentiality of Annex A to the Request; and

¹ Request, paras. 1, 5, Confidential Annex A. The Accused submits that the proposed redactions ensure that the matters which should not be made public, remain confidential.

- d. **ORDERS** the Prosecution to file a public redacted version of the Response as soon as practicable.

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



Judge O-Gon Kwon, Presiding

Dated this ninth day of April 2015
At The Hague
The Netherlands

[Seal of the Tribunal]

² Request, paras. 2, 4.