

IT-95-5/18-T  
D53309-D53308  
23 AUGUST 2011

~~IT-03-69-T~~  
~~D32811-D32810~~  
~~23 August 2011~~

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UNITED  
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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-03-69-T  
Date: 23 August 2011  
Original: English

**IN TRIAL CHAMBER I**

**Before:** Judge Alphons Orie, Presiding  
Judge Michèle Picard  
Judge Elizabeth Gwaunza

**Registrar:** Mr John Hocking

**Order of:** 23 August 2011

**PROSECUTOR**

v.

**JOVICA STANIŠIĆ  
FRANKO SIMATOVIĆ**

***PUBLIC***

**ORDER IN RELATION TO DECISION ON MOTION BY  
RADOVAN KARADŽIĆ FOR ACCESS TO CONFIDENTIAL  
MATERIALS IN THE STANIŠIĆ AND SIMATOVIĆ CASE OF  
17 JULY 2009**

*Prosecutor v. Stanišić and Simatović*

*Prosecutor v. Karadžić (Case no. IT-95-5/18-T)*

**Office of the Prosecutor**

Mr Dermot Groome

**Counsel for Mr Stanišić**

Mr Wayne Jordash  
Mr Scott Martin

**Counsel for Mr Simatović**

Mr Mihajlo Bakrač  
Mr Vladimir Petrović

**Office of the Prosecutor**

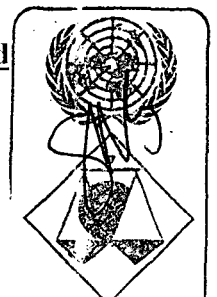
Mr Alan Tieger  
Ms Hildegard Uertz-Retzlaff

**The Accused**

Mr Radovan Karadžić

**Standby Counsel for the Accused**

Mr Richard Harvey



**TRIAL CHAMBER I** 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 ("Chamber");

**RECALLING** its Decision on Motion by Radovan Karadžić for Access to Confidential Materials in the Stanišić and Simatović Case, filed on 17 July 2009 ("Access Decision"), wherein Radovan Karadžić was granted partial access to confidential materials in this case;

**NOTING** that on 15 April 2010, Trial Chamber III hearing the case *Prosecutor v. Radovan Karadžić*, designated Mr Richard Harvey as standby counsel ("Standby Counsel") for Mr Karadžić and stated that he shall, *inter alia*, receive copies of all court documents, filings, and disclosed materials generated by or sent to the Accused, so as to maintain the capacity to step in to represent the interests of Mr Karadžić should the Trial Chamber determine that this is necessary;<sup>1</sup>

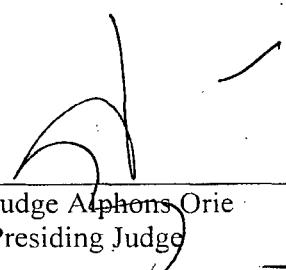
**CONSIDERING** that it is consonant with the spirit of this ruling that Standby Counsel also receive materials disclosed to Mr Karadžić in accordance with the Access Decision;

**HEREBY ORDERS** that as of the date of this filing, Standby Counsel be included among the recipients receiving material in accordance with the Access Decision;

**INSTRUCTS** the Registry to provide Standby Counsel with all material provided to Mr Karadžić as a result of the relief granted in the Access Decision;

**ORDERS** that the Chamber's instructions set out in the Access Decision relating to maintaining the confidentiality of material from this case also apply to Standby Counsel.

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

  
Judge Alphons Orie  
Presiding Judge

Dated this twenty-third of August 2011  
At The Hague  
The Netherlands

[Seal of the Tribunal]

<sup>1</sup> *Prosecutor v. Karadžić*, Case no. IT-95-5/18-T, Decision on Designation of Standby Counsel, 15 April 2010, paras 8-9.