

**THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA**

CASE NO. IT-95-11

**THE PROSECUTOR
OF THE TRIBUNAL**

AGAINST

Milan MARTIĆ

AMENDED INDICTMENT

The Prosecutor of the International Criminal Tribunal for the Former Yugoslavia, pursuant to her authority under Article 18 of the Statute of the International Criminal Tribunal for the Former Yugoslavia ("the Statute of the Tribunal") charges:

Milan MARTIĆ

with **CRIMES AGAINST HUMANITY** and **VIOLATIONS OF THE LAWS OR CUSTOMS OF WAR** as set forth below:

THE ACCUSED:

1. **Milan MARTIĆ**, son of Nikola, was born on 18 November 1954 near Knin, Croatia. He is a graduate of the Croatian police academy, and was a senior inspector with the Croatian Ministry of Internal Affairs until 1990.
2. From 4 January 1991 until August 1995, **Milan MARTIĆ** held various leadership positions in the so-called "Serbian Autonomous District /*Srpska autonomna oblast*/ ("SAO") Krajina," and the so-called "Republic of Serbian Krajina /*Republika Srpska krajina*/" ("RSK"), as described in paragraphs 10 to 16 below.

INDIVIDUAL CRIMINAL RESPONSIBILITY

Article 7(1) of the Statute of the Tribunal

3. **Milan MARTIĆ** is individually criminally responsible for the crimes referred to in Articles 3 and 5 of the Statute of the Tribunal and described in this indictment, which he planned, instigated, ordered, committed, or in whose planning, preparation, or execution he otherwise aided and abetted. By using the word "committed" in this indictment the Prosecutor does not intend to suggest that the accused physically committed all of the crimes charged personally. Committing in this indictment includes **Milan MARTIĆ**'s participation in a joint criminal enterprise as a co-perpetrator.

4. The purpose of this joint criminal enterprise was the forcible removal of a majority of the Croat, Muslim and other non-Serb population from approximately one-third of the territory of the Republic of Croatia ("Croatia"), and large parts of the Republic of Bosnia and Herzegovina ("Bosnia and Herzegovina"), in order to make them part of a new Serb-dominated state through the commission of crimes in violation of Articles 3 and 5 of the Statute of the Tribunal. With respect to Croatia, these areas included those regions that were referred to by Serb authorities as the "SAO Krajina," the "SAO Western Slavonia," the "SAO Slavonia, Baranja and Western Srem" (after 19 December 1991, the "SAO Krajina" became known as the RSK; on 26 February 1992, the "SAO Western Slavonia" and the "SAO Slavonia, Baranja and Western Srem" joined the RSK), as well as the "Dubrovnik Republic /*Dubrovačka republika*" and the city of Zagreb.

5. The crimes enumerated in this indictment were within the object of the joint criminal enterprise and **Milan MARTIĆ** held the state of mind necessary for the commission of each of these crimes. Alternatively, the crimes enumerated in Counts 1 to 9 and 12 to 19 were the natural and foreseeable consequences of the execution of the object of the joint criminal enterprise and **Milan MARTIĆ** was aware that such crimes were the possible outcome of the execution of the joint criminal enterprise.

6. This joint criminal enterprise came into existence before 1 August 1991 and continued until at least August 1995. In order for the joint criminal enterprise to succeed in its objective, **Milan MARTIĆ** worked in concert with or through several individuals in the joint criminal

enterprise. Each participant or co-perpetrator within the joint criminal enterprise played his role or roles that significantly contributed to the overall objective of the enterprise. Individuals participating in this joint criminal enterprise included Slobodan MILOŠEVIĆ; Borisav JOVIĆ; Branko KOSTIĆ; Veljko KADIJEVIĆ; Blagoje ADŽIĆ; Milan BABIĆ; Goran HADŽIĆ; Jovica STANIŠIĆ; Franko SIMATOVIĆ, also known as "Frenki"; Tomislav SIMOVIĆ; Vojislav ŠEŠELJ; Momir BULATOVIĆ; Radovan STOJIČIĆ, also known as "Badža"; Željko RAŽNATOVIĆ, also known as "Arkan"; Radovan KARADŽIĆ; Momčilo KRAJIŠNIK; Biljana PLAVŠIĆ; Momir TALIĆ; Ratko MLADIĆ and other members of the Yugoslav People's Army ("JNA"), later the Yugoslav Army ("VJ"); the army of the RSK ("SVK"); the army of the *Republika Srpska* ("VRS"); the Serb Territorial Defence ("TO") of Croatia, Bosnia and Herzegovina, Serbia and Montenegro; local and Serbian police forces ("MUP forces"), including the State Security /*Državna bezbednost*/ ("DB") of the Republic of Serbia, and Serb police forces of the SAO Krajina and the RSK commonly referred to as "Martić's Police," "*Martićevci*," "SAO Krajina Police" or "SAO Krajina Milicija" (hereinafter "Martić's Police"); and members of Serbian, Montenegrin and Bosnian Serb paramilitary forces and volunteer units, including the "Wolves of Vučjak" who were trained by Milan MARTIĆ and Martić's Police (collectively, "Serb forces"), and other political figures from the (Socialist) Federal Republic of Yugoslavia, the Republic of Serbia, the Republic of Montenegro and the Bosnian Serb leadership.

7. **Milan MARTIĆ**, acting individually or in concert with other members of the joint criminal enterprise participated in the joint criminal enterprise in the following ways:

- a. He participated in the creation, financing, supply, training and direction of Martić's Police. These police forces were created and supported to assist in the execution of the joint criminal enterprise through the commission of crimes in violation of Articles 3 and 5 of the Statute of the Tribunal.
- b. He commanded, controlled, directed and otherwise exercised effective control over these special police forces, which participated in the crimes described in the indictment.
- c. He participated in the creation, financing, supply, training and direction of Territorial Defence forces (TO) of the SAO Krajina and subsequently the RSK which participated in the crimes described in this indictment.

- d. He participated in the creation, training and direction of special police forces of the Serbian State Security Service which participated in the crimes described in this indictment.
- e. He personally participated in military actions and subsequent crimes of these police and military forces throughout the targeted territories as described in this indictment.
- f. He participated in the planning, preparation and execution of the take-over of territories in the Croatian SAO's and parts of Bosnia and Herzegovina, as specified in paragraph 4 of the indictment, and the subsequent forcible removal of the Croat, Muslim and other non-Serb population.
- g. He openly espoused and encouraged the creation of a homogenous Serbian State encompassing the territories specified in this indictment by violence, and actively participated with his troops to achieve this end.
- h. He planned and ordered the shelling attacks on Zagreb in May 1995.

8. **Milan MARTIĆ** knowingly and willfully participated in the joint criminal enterprise, sharing the intent of other participants in the joint criminal enterprise or being aware of the foreseeable consequences of their actions. On this basis, he bears individual criminal responsibility for these crimes under Article 7(1) of the Statute of the Tribunal, in addition to his responsibility under the same Article for having planned, instigated, ordered, committed, or otherwise aided and abetted in the planning, preparation, execution, and commission of these crimes.

Article 7(3) of the Statute of the Tribunal

9. **Milan MARTIĆ**, while holding positions of superior authority, is also individually criminally responsible for the acts or omissions of his subordinates, pursuant to Article 7(3) of the Statute of the Tribunal. A superior is responsible for the criminal acts of his subordinates if he knew or had reason to know that his subordinates were about to commit such acts or had done so, and the superior failed to take the necessary and reasonable measures to prevent such acts or to punish the perpetrators.

10. As early as August 1990, **Milan MARTIĆ**, as Chief of the Serb Police in Knin, established "Martić's Police", his own ethnically Serb

police forces. Throughout their existence, **Milan MARTIĆ** was both *de jure* and *de facto* commander of these police forces.

11. On 4 January 1991, Milan BABIĆ, in his capacity as President of the Executive Council of the SAO Krajina, appointed **Milan MARTIĆ** to the post of Secretary for Internal Affairs for the SAO Krajina. As such, **Milan MARTIĆ** exercised *de jure* and *de facto* control over the police forces of the SAO Krajina, including Martić's Police.

12. On 29 May 1991, **Milan MARTIĆ** was appointed Minister of Defence of the SAO Krajina. At the same time Martić's Police was formalised as the Krajina Militia/Police (*Milicija Krajine*) and placed under the authority of the Ministry of Defence.

13. From 27 June 1991 until January 1994, **MILAN MARTIĆ** was the "Minister of Internal Affairs" for the SAO Krajina and later of the RSK. In this position, he retained control over all police forces of the SAO Krajina/RSK, including Martić's Police.

14. **Milan MARTIĆ** is therefore individually criminally responsible under Article 7(3) of the Statute of the Tribunal for the participation of the members of Martić's Police in the crimes described in this indictment.

15. On 8 August 1991 **Milan MARTIĆ** was appointed Deputy Commander of the TO of the SAO Krajina. In this capacity and in his position as Minister of Defence of the SAO Krajina, **Milan MARTIĆ** exercised *de jure* and *de facto* control over the TO of the SAO Krajina/RSK.

16. On 25 January 1994 **Milan MARTIĆ** was elected President of the RSK and remained in this position until August 1995. In this capacity, **Milan MARTIĆ** exercised *de jure* and *de facto* control over the TO of the SAO Krajina/RSK and the SVK.

17. **Milan MARTIĆ** is therefore individually criminally responsible under Article 7(3) of the Statute of the Tribunal for the participation of the members of the TO of the SAO Krajina/RSK and the SVK in the crimes described in this indictment.

GENERAL ALLEGATIONS:

18. At all time relevant to this indictment, a state of armed conflict existed in Croatia and Bosnia and Herzegovina.

19. All acts and omissions charged as Crimes against Humanity were part of a widespread and systematic attack directed against the Croat, Muslim and other non-Serb civilian population of large areas of Croatia and Bosnia and Herzegovina.

20. At all times relevant to this indictment, **Milan MARTIĆ** was required to abide by the laws and customs governing the conduct of armed conflicts, including the Geneva Conventions of 1949 and the additional protocols thereto.

THE CHARGES:

COUNT 1 (PERSECUTIONS)

21. From on or about 1 August 1991 until 31 December 1995, **Milan MARTIĆ**, acting individually or in concert with other known and unknown members of a joint criminal enterprise, planned, instigated, ordered, committed, or otherwise aided and abetted the planning, preparation, or execution of the persecutions of the Croat, Muslim and other non-Serb civilian population in the SAO Krajina and city of Zagreb in Croatia, and in the Autonomous Region of Krajina ("ARK") in Bosnia and Herzegovina, in particular in Bosanski Novi, Bosanska Gradiška, Prnjavor, and Šipovo.

22. Throughout this period, Serb forces, comprised of JNA, VJ, VRS units, local Serb TO units and TO units from Serbia and Montenegro, local and Serbian MUP police units, including "Martić's Police," and paramilitary units, attacked and took control of towns, villages and settlements in the territories listed above. After the take-over, Serb forces in co-operation with the local Serb authorities, including the accused **Milan MARTIĆ**, established a regime of persecutions designed to drive the Croat, Muslim and other non-Serb civilian populations from these territories.

23. These persecutions were based on political, racial or religious grounds and included the following:

- a. The extermination or murder of hundreds of Croat, Muslim and other non-Serb civilians, including women and elderly persons, in Dubica, Cerovljani, Baćin, Saborsko, Poljanak, Lipovača and neighbouring hamlets, Škabrnja, Nadin, and Bruška in Croatia, and in Prnjavor in Bosnia and Herzegovina, as described in detail in paragraphs 25 to 36.
- b. The prolonged and routine imprisonment and confinement of hundreds of Croat, Muslim and other non-Serb civilians in detention facilities within and outside Croatia, including prison camps located in Knin and Titova Korenica in Croatia, and in Bosanski Novi and Prnjavor in Bosnia and Herzegovina, as described in detail in paragraph 39.
- c. The establishment and perpetuation of inhumane living conditions for Croat, Muslim and other non-Serb civilian detainees within the mentioned detention facilities.
- d. The repeated torture, beatings, sexual assaults and killings of Croat, Muslim and other non-Serb civilian detainees in the mentioned detention facilities.
- e. The unlawful attacks on Zagreb and undefended Croat and Muslim villages throughout the territories specified above.
- f. The imposing of restrictive and discriminatory measures against the Croat, Muslim and other non-Serb civilian population, such as restriction of movement; removal from positions of authority in local government institutions and the police; dismissal from jobs; and arbitrary searches of their homes.
- g. The beating and robbing of Croat, Muslim and other non-Serb civilians.
- h. The torture and beatings of Croat, Muslim and other non-Serb civilians during and after their arrest.
- i. The deportation or forcible transfer of tens of thousands of Croat and other non-Serb civilians from the territories specified above, as described in detail in paragraphs 42 to 45.

- j. The deliberate destruction of homes, other public and private property, cultural institutions, historic monuments and sacred sites of the Croat, Muslim and other non-Serb population, in particular in Dubica, Cerovljani, Baćin, Saborsko, Poljanak, Lipovača and neighbouring hamlets, Vaganac, Škabrnja, Nadin, and Bruška in the SAO Krajina, and Prnjavor and Šipovo in Bosnia and Herzegovina, as described in paragraph 47.

24. By these acts and omissions, **Milan MARTIĆ** committed:

Count 1: Persecutions on political, racial, and religious grounds, a **CRIME AGAINST HUMANITY**, punishable under Articles 5(h), and 7(1) and 7(3) of the Statute of the Tribunal.

COUNTS 2 to 4 (EXTERMINATION and MURDER)

25. From 1 August 1991 until August 1995, **Milan MARTIĆ**, acting individually or in concert with other known and unknown members of a joint criminal enterprise, planned, instigated, ordered, committed, or otherwise aided and abetted the planning, preparation, or execution of the extermination, murder and wilful killings of Croat and other non-Serb civilians in the SAO Krajina in Croatia and in Prnjavor in the ARK in Bosnia and Herzegovina, as specified in paragraphs 26 through 36 of this indictment.

26. From about 7 October 1991, members of Martić's Police and other Serb forces, in particular the JNA and members of the local Serb TO, were in control of the area of Hrvatska Kostajnica. Most of the Croat civilians had fled their homes during the attack in September 1991. Approximately 120 Croat civilians, mostly women, the elderly or the infirm, remained in the villages of Dubica, Cerovljani, and Baćin. On the morning of 20 October 1991, members of Martić's Police and other Serb forces rounded up fifty-three civilians in Dubica and detained them in the village fire station. Over the course of the day and night ten were released, because they were either Serbs or had connections with Serbs. On 21 October 1991, members of Martić's Police and other Serb forces took the remaining forty-three detained Croats to a location near the village of Baćin. In addition, the members of Martić's Police and other Serb forces brought at least thirteen non-Serb civilians from Baćin and Cerovljani to the same location. All fifty-six victims were killed there. At approximately the same time, the members of Martić's Police and

other Serb forces took away an additional thirty civilians from Baćin and twenty-four from the villages Dubica and Cerovljani into an unknown location where they killed them. The names of the victims are set out in Annex I attached to this indictment.

27. From early August 1991 until 12 November 1991, the Croat villages of Saborsko, Poljanak and Lipovača were attacked by members of Martić's Police and other Serb forces, in particular the JNA and TO. As soon as members of Martić's Police and other Serb forces entered the villages, they killed all remaining non-Serb inhabitants they found.

28. On 28 October 1991, TO units entered Lipovača and killed seven civilians. The names of the victims are set out in Annex I attached to this indictment.

29. On 7 November 1991, JNA and TO units, in particular a special JNA unit from Niš, entered the hamlet of Vukovići near Poljanak and executed ten civilians. The names of the victims are set out in Annex I attached to this indictment.

30. On 12 November 1991, members of Martić's Police and the JNA and the TO entered the village of Saborsko where they killed at least twenty-nine Croat civilians. Afterwards, the village was levelled to the ground. The names of the victims are set out in Annex I attached to this indictment.

31. In November 1991, members of Martić's Police and other Serb forces, in particular JNA and TO units, attacked the village of Škabrnja, near Zadar. On 18 November 1991, members of Martić's Police and other Serb forces entered Škabrnja. Moving from house to house, they killed at least thirty-eight non-Serb civilians in their homes or in the streets. The names of the victims are set out in Annex I attached to this indictment.

32. In addition, when Serb forces attacked the neighbouring villages of Nadin the next day, they killed seven non-Serb civilians. The names of the victims are set out in Annex I attached to this indictment.

33. Between 18 November and February 1992, all remaining Croat civilians in Škabrnja died. Serb forces killed twenty-six of the remaining elderly and infirm Croat civilians. The names of the victims are set out in Annex I attached to this indictment.

34. On 21 December 1991, members of Martić's Police and other Serb forces entered the village of Bruška and the hamlet of Marinović where they killed ten civilians, among them nine Croats. The names of the victims are set out in Annex I attached to this indictment.

35. In April 1992, in Kremna in Prjnavor, members of the Wolves of Vučjak and other Serb forces killed seven Bosnian Muslim civilians from Derventa. The names of the victims are set out in Annex I attached to this indictment.

36. In May 1992, in Lišnja, members of the Wolves of Vučjak and other Serb forces killed four Bosnian Muslim civilians. The names of the victims are set out in Annex I attached to this indictment.

37. By these acts and omissions, **Milan MARTIĆ** committed:

Count 2: Extermination, a CRIME AGAINST HUMANITY, punishable under Articles 5(b) and 7(1) and 7(3) of the Statute of the Tribunal.

Count 3: Murder, a CRIME AGAINST HUMANITY, punishable under Articles 5(a) and 7(1) and 7(3) of the Statute of the Tribunal.

Count 4: Murder, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR, as recognised by Common Article 3(1)(a) of the Geneva Conventions of 1949, punishable under Articles 3 and 7(1) and 7(3) of the Statute of the Tribunal.

COUNTS 5 to 9 (IMPRISONMENT, TORTURE, INHUMANE ACTS and CRUEL TREATMENT)

38. From August 1991 until December 1992, **Milan MARTIĆ**, acting individually or in concert with other known and unknown members of a joint criminal enterprise, planned, instigated, ordered, committed, or otherwise aided and abetted the planning, preparation, or execution of the unlawful confinement or imprisonment under inhumane conditions of the Croat, Muslim and other non-Serb civilian populations in the territories listed above.

39. Members of Martić's Police, acting in co-operation with local Serb authorities and other Serb forces, including Serbian State Security

officials and JNA, arrested and detained hundreds of Croat, Muslim and other non-Serb civilians from the territories specified in the following short- and long-term detention facilities:

- a. Prison in Knin, SAO Krajina run by the JNA, approximately one hundred and fifty detainees.
- b. Old hospital in Knin, SAO Krajina run by Martić's Police, approximately one hundred and twenty detainees.
- c. Police station in Titova Korenica run by Martić's Police, ten detainees.
- d. Bosanska Kostajnica Police Station run by Serb forces, including Martić's Police, eight to ten detainees.
- e. Bosanski Novi Police Station run by Serb forces, including Martić's Police, at least fifty detainees.
- f. Sloga Shoe Factory in Prnjavor run by Serb forces, including the Wolves of Vučjak, approximately one hundred and eighty detainees.

40. The living conditions in these detention facilities were brutal and characterised by inhumane treatment, overcrowding, starvation, inadequate medical care, and constant physical and psychological assault, including torture, beatings and sexual assault.

41. By these acts and omissions, **Milan MARTIĆ** committed:

Count 5: Imprisonment, a CRIME AGAINST HUMANITY punishable under Article 5(e) and Article 7(1) and Article 7(3) of the Statute of the Tribunal.

Count 6: Torture, a CRIME AGAINST HUMANITY punishable under Article 5(f) and Article 7(1) and Article 7(3) of the Statute of the Tribunal.

Count 7: Inhumane acts, a CRIME AGAINST HUMANITY punishable under Article 5(i) and Article 7(1) and Article 7(3) of the Statute of the Tribunal.

Count 8: Torture, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR as recognised by Common Article 3 (1)(a) of the

Geneva Conventions of 1949, punishable under Article 3 and Article 7(1) and Article 7(3) of the Statute of the Tribunal.

Count 9: Cruel treatment, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR as recognised by Common Article 3 (1)(a) of the Geneva Conventions of 1949, punishable under Article 3 and Article 7(1) and Article 7(3) of the Statute of the Tribunal.

COUNTS 10 to 11 (DEPORTATION, FORCIBLE TRANSFER)

42. From 1 August 1991 until 31 December 1995, **Milan MARTIĆ**, acting individually or in concert with other known and unknown members of a joint criminal enterprise, planned, instigated, ordered, committed, or otherwise aided and abetted the planning, preparation, or execution of the deportations or forcible transfers of the Croat, Muslim and other non-Serb civilian population from the SAO Krajina in Croatia and from Bosanski Novi, Bosanska Gradiška, Prnjavor and Šipovo in the ARK in Bosnia and Herzegovina ("ARK municipalities").

43. In order to achieve this objective, members of Martić's Police and TO forces under the control of **Milan MARTIĆ**, in co-operation with other Serb forces comprised of JNA, VJ, VRS, Serbian and Montenegrin TO forces and volunteer units, surrounded predominantly non-Serb towns, villages, hamlets and neighborhoods within the predominantly Serb SAO Krajina and ARK municipalities and demanded their non-Serb inhabitants to surrender their weapons, including legally owned hunting rifles. Then, these non-Serb towns, villages, hamlets and neighborhoods were attacked, even those whose inhabitants had complied with the demands. These attacks were intended to compel the population to flee. After taking control of the towns, villages, hamlets and neighborhoods, the Serb forces sometimes rounded up the remaining Croat, Muslim and other non-Serb civilians and forcibly transported them to locations in Croatia and Bosnia and Herzegovina not controlled by the Serb authorities or deported them to locations outside Croatia and Bosnia and Herzegovina, in particular Serbia and Montenegro. On other occasions, the Serb forces in co-operation with the local Serb authorities imposed restrictive and discriminatory measures on the non-Serb population and engaged in a campaign of terror designed to drive them out of the territory. The majority of the non-Serbs that remained were deported or forcibly transferred on a later date.

44. According to the 1991 census, the Croat, Muslim and other non-Serb population of these areas were approximately as follows:

SAO Krajina: 27.42% Croats (78,611,).

Bosanski Novi: 33,7% Muslims (14,040), Croats 0.97% (403).

Bosanska Gradiška: 26.43% Muslims (15,851), 5.7% Croats (3417).

Prnjavor: 15.18% Muslims (7143), 3.7% Croats (1721).

Šipovo: 19.03% Muslims (2965), 0.2% Croats (31).

Set out in Annex III are detailed population statistics for these areas according to the 1991 census.

45. Virtually the whole Croat, Muslim and non-Serb population of these areas was forcibly removed, deported or killed.

46. By these acts and omissions, **Milan MARTIĆ** committed:

Count 10: Deportation, a CRIME AGAINST HUMANITY, punishable under Articles 5(d) and 7(1) and 7(3) of the Statute of the Tribunal.

Count 11: Inhumane Acts (Forcible Transfers), a CRIME AGAINST HUMANITY, punishable under Articles 5(i) and 7(1) and 7(3) of the Statute of the Tribunal.

COUNTS 12 to 14 (WANTON DESTRUCTION, PLUNDER OF PUBLIC OR PRIVATE PROPERTY)

47. From 1 August 1991 until 31 December 1992, **Milan MARTIĆ**, acting individually or in concert with other known and unknown members of a joint criminal enterprise, planned, instigated, ordered, committed, or otherwise aided and abetted the planning, preparation, or execution of the wanton destruction and plunder of the public and private property of the Croat, Muslim and other non-Serb population, within the territory of the SAO Krajina in Croatia and Prnjavor and Šipovo in the ARK in Bosnia and Herzegovina. These actions were not justified by military necessity. This intentional and wanton destruction and plunder included the plunder and destruction of homes and religious and cultural buildings, and took place in the following towns and villages:

SAO Krajina, from August to December 1991: the towns and villages Dubica, Cerovljani, Baćin, Saborsko, Poljanak, Lipovača and neighbouring hamlets, Vaganac, Škabrnja, Nadin, and Bruška.

Prnjavor, from end of 1991 to December 1992: the towns and villages of Prnjavor, Lišnja, Puraći, Galjipovci, Konduhovci, Doline, Kulaši, and Štivor.

Šipovo, from May to August 1992: the village of Pljeva.

48. By these acts and omissions, **Milan MARTIĆ** committed:

Count 12: Wanton destruction of villages, or devastation not justified by military necessity, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR, punishable under Articles 3 (b) and 7(1) and 7(3) of the Statute of the Tribunal.

Count 13: Destruction or wilful damage done to institutions dedicated to education or religion, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR, punishable under Articles 3(d) and 7(1) and 7(3) of the Statute of the Tribunal.

Count 14: Plunder of public or private property, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR, punishable under Articles 3(e) and 7(1) and 7(3) of the Statute of the Tribunal.

ZAGREB

COUNTS 15 to 19

(UNLAWFUL ATTACKS ON CIVILIANS, MURDER, INHUMANE ACTS and CRUEL TREATMENT)

49. On 2 May 1995 and 3 May 1995, **Milan MARTIĆ** planned, instigated, ordered, committed, or otherwise aided and abetted the planning, preparation, or execution of the shelling onto civilian areas of the city of Zagreb and upon its civilian population, killing and wounding many civilians.

50. On 1 May 1995 the Croatian Army ("HV") launched an attack against the SVK in Western Slavonia, commonly referred to as "Operation Flash." As a result of the attack the SVK had to withdraw from the area of Western Slavonia across the Sava River into the Serbian held part of Bosnia and Herzegovina. Until that date the SVK held this area under their firm control for more than 3 years. In retaliation **Milan**

MARTIĆ ordered the shelling of three Croatian cities: Zagreb, Sisak and Karlovac.

51. On 2 May 1995, at approximately 10.25 hrs, on the orders of **Milan MARTIĆ**, the SVK fired an Orkan Multiple Barrel Rocket Launcher ("Orkan MBRL"), fitted with "cluster bomb" warheads, from the area of Petrova Gora into the central part of Zagreb and the airport (Pleso). These rockets impacted in several locations within the central commercial district of Zagreb, primarily the areas of Stara Vlaška Street, Josip Juraj Strossmayer Square and Križanićeva Street. During this unlawful attack, at least five civilians were killed and one hundred and forty-six civilians wounded.

52. On 3 May 1995, at approximately 12.10 hrs, on the orders of **Milan MARTIĆ**, the Orkan MBRL, fitted with "cluster bomb" warheads, was once again fired from the area of Petrova Gora into the central part of Zagreb. Rockets impacted in particular in the areas of Klaićeva Street, Medulićeva Street, Ilica Street and near the Croatian National Theater. This unlawful attack caused the death of two civilians and wounded forty-eight others.

53. The names of the killed and wounded civilians are set out in Annex II attached to this indictment.

54. The shelling was not justified by military necessity. The listed locations were either specifically targeted or the result of reckless fire into areas where civilians were known to have been.

55. By these acts and omissions, **Milan MARTIĆ** committed:

Count 15: Murder, a CRIME AGAINST HUMANITY, punishable under Articles 5(a) and 7(1) and 7(3) of the Statute of the Tribunal.

Count 16: Murder, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR, as recognised by Common Article 3(1)(a) of the Geneva Conventions of 1949, punishable under Articles 3 and 7(1) and 7(3) of the Statute of the Tribunal.

Count 17: Inhumane acts, a CRIME AGAINST HUMANITY, punishable under Articles 5(i) and 7(1) and 7(3) of the Statute of the Tribunal.

Count 18: Cruel treatment, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR, as recognised by Common Article 3(1)(a) of the Geneva Conventions of 1949, punishable under Articles 3 and 7(1) and 7(3) of the Statute of the Tribunal.

Count 19: Attacks on civilians, a VIOLATION OF THE LAWS OR CUSTOMS OF WAR, as recognised by Article 51(2) of Additional Protocol I and Article 13(2) of Additional Protocol II to the Geneva Conventions of 1949, punishable under Articles 3 and 7(1) and 7(3) of the Statute of the Tribunal.

ADDITIONAL FACTS:

56. In advance of the 1990 elections, the nationalistic Serbian Democratic Party ("SDS") was founded in Knin, advocating the autonomy and later secession of predominantly-Serb areas from Croatia.

57. On 25 July 1990, a group of SDS leaders established the Serbian National Council ("SNC"), adopting a Declaration on Autonomy and the Position of Serbs in Croatia, and on the Sovereignty and Autonomy of the Serbian Nation.

58. On 30 July 1990, during the SNC's first constituent session, a plebiscite, which would confirm the autonomy and sovereignty of the Serb nation in Croatia, was scheduled.

59. On 17 August 1990, the Croatian government declared the referendum illegal. The Croatian police moved towards several Serb towns in the Krajina region. Serbs, organised by **Milan MARTIĆ**, put up barricades.

60. Between 19 August and 2 September 1990, Croatian Serbs held a referendum on the issue of Serb "sovereignty and autonomy" in Croatia. The vote took place in predominantly Serb areas of Croatia and was limited only to Serb voters. Croats who lived in the affected region were barred from participating in the referendum. The result of the vote was overwhelmingly in support of Serb autonomy. On 30 September 1990, the SNC declared "the autonomy of the Serbian people on ethnic and historic territories on which he lives and which are within the current boundaries of the Republic of Croatia as a federal unit of the Socialist Federal Republic of Yugoslavia."

61. On 21 December 1990, Croatian Serbs in Knin announced the creation of a "Serbian Autonomous District" ("SAO") of Krajina and declared their independence from Croatia.

62. Conflicts between armed Serbs organised or assisted by **Milan MARTIĆ** and Croatian police forces erupted throughout the spring of 1991.

63. In March 1991, the conflict intensified when local Serb police forces attempted to consolidate power over areas with significant Serb populations. The local Serb police, headed by **Milan MARTIĆ**, took control of a police station in Pakrac and battles erupted when the Croatian government attempted to re-establish its authority in the area. At Plitvice, Serbs attacked a bus carrying Croatian policemen and another battle erupted. The JNA deployed troops in the area and issued an ultimatum to the Croatian police to withdraw from Plitvice.

64. On 1 April 1991, the Executive Council of the SAO Krajina passed the decision to incorporate the SAO Krajina into the Republic of Serbia. At the same time the SAO Krajina recognised the Constitution and laws of the Republic of Serbia, as well as the SFRY constitutional-legal system, and decided that the laws and regulations of the Republic of Serbia applied throughout the territory.

65. On 30 April 1991, the first session of the SAO Krajina Assembly was held and **Milan BABIĆ** was elected President of the Executive Council of the SAO Krajina.

66. On 12 May 1991, a referendum was held in the SAO Krajina concerning the annexation of the SAO Krajina to the Republic of Serbia and its remaining in Yugoslavia with Serbia, Montenegro and others that wished to preserve Yugoslavia. 99.8% of those voting supported the annexation.

67. On 19 May 1991, Croatia held a referendum in which the electorate voted overwhelmingly for independence from the SFRY. On 25 June 1991, Croatia and the Republic of Slovenia declared their independence from Yugoslavia. On 25 June 1991, the JNA moved to suppress Slovenia's secession.

68. The European Community sought to mediate in the conflict. On 8 July 1991, an agreement was reached that Croatia and Slovenia would suspend implementation of their independence until 8 October 1991. The

European Community ultimately recognised Croatia as an independent state on 15 January 1992.

69. On 18 July 1991, the Federal Presidency, with support of the Serbian and Montenegrin government and General KADIJEVIĆ, voted to withdraw the JNA from Slovenia, thereby acceding to its secession and the dissolution of the SFRY.

70. The Serbs in the Krajina region, in Eastern Slavonia, and in Western Slavonia began receiving increasing support from the government of the Republic of Serbia. By August 1991, Serb volunteer and police forces in these regions were being supplied, trained and partly led by officials of the Republic of Serbia Ministry of Internal Affairs in close co-operation and co-ordination with **Milan MARTIĆ**.

71. In the Knin area, the JNA forces began openly assisting the Serb police forces led by **Milan MARTIĆ**. They participated jointly in an attack on the Croatian village of Kijevo in August 1991. Throughout August and September 1991, substantial areas of Croatia came under Serb control as a result of actions by Serb military, volunteer and police forces including Martić's Police.

72. On 8 September 1991 **Milan MARTIĆ** and a JNA security officer were stopped at a road blockade in Otoka, municipality of Bosanska Krupa, and subsequently detained. Various high-ranking JNA officers and members of the joint criminal enterprise specified in paragraph 6 of the indictment were involved in securing his release.

73. In Geneva on 23 November 1991, Slobodan MILOŠEVIĆ, Federal Secretary of People's Defence Veljko KADIJEVIĆ, and Franjo TUĐMAN entered into an agreement signed under the auspices of the United Nations Special Envoy Cyrus VANCE. This agreement called for the lifting of blockades by Croatian forces on JNA barracks and for the withdrawal of JNA forces from Croatia. Both sides committed themselves to an immediate cease-fire throughout Croatia by units "under their command, control, or political influence" and further bound themselves to ensure that any paramilitary or irregular units associated with their forces would also observe the cease-fire.

74. On 19 December 1991, the SAO Krajina proclaimed itself the Republic of Serbian Krajina ("RSK") with Milan Babić as President. On 26 February 1992 the SAO Western Slavonia and SAO Slavonia, Baranja and Western Srem joined it in unilateral declarations by these entities.

75. On 3 January 1992, another cease-fire agreement was signed by Franjo TUĐMAN and Slobodan MILOŠEVIĆ paving the way for the implementation of a United Nations peace plan put forward by Cyrus VANCE. Under the Vance Plan, four United Nations Protected Areas (UNPAs) were established in the areas occupied by Serb forces. The Vance Plan called for the withdrawal of the JNA from Croatia and for the return of displaced persons to their homes in the UNPAs. Although the JNA officially withdrew from Croatia in May 1992, large portions of its weaponry and personnel remained in the Serb-held areas and were turned over to the "police" of the RSK. Displaced persons were not allowed to return to their homes and those few Croats and other non-Serbs who had remained in the Serb-occupied areas were expelled in the following months.

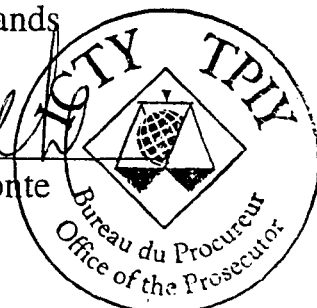
76. Beginning in early 1991, Bosnian Serbs came to Knin to be trained by the JNA, **Milan MARTIĆ**, Martić's Police, and other Serb forces. Thereafter, they returned to Bosnia and Herzegovina where they formed various paramilitary organisations that fought in coordination with the JNA, VRS, and local Serb police forces.

77. In July 1992, **Milan MARTIĆ** met with VRS officials and the Bosnian Serb leadership regarding operations in Bosnia and Herzegovina and Croatia. In the summer of 1992 the SVK and VRS launched joint military operations in Bosnia and Herzegovina to create and secure a Serb-controlled link between the territories they held in Western Slavonia and Krajina (Croatia) and the FRY.

78. The Serb-held territories in the RSK remained under SVK control until early August 1995. At around that time **Milan MARTIĆ**, together with the RSK political and military leadership, fled Croatian territory during a massive Croatian offensive. This operation, commonly referred to as "Operation Storm," successfully restored Croatian control over the RSK. The remaining area of Serb control in Eastern Slavonia was peacefully re-integrated into Croatia in 1998.

Dated this 14th day of July 2003
At The Hague
The Netherlands


Carla Del Ponte
Prosecutor



ANNEX I.

VICTIMS BAČIN - PARAGRAPH 26

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
October 1991	BAČIN & surroundings	ALAVANČIĆ, Katarina ALAVANČIĆ, Terezija ANTOLOVIĆ, Josip ANTOLOVIĆ Marija BARIĆ, Sofija BARUNOVIĆ, Ivo BARUNOVIĆ, Marija BARUNOVIĆ, Matija BARUNOVIĆ, Nikola BATINOVIĆ, Anka BATINOVIĆ, Marija BLINJA, Ana BLINJA, Josip BLINJA, Katarina BLINJA, Nikola BUNJEVAĆ, Toma BUNJEVAC, Antun BUNJEVAC, Kata ČORIĆ, Antun ČORIĆ, Barica ČORIĆ, Josip CORIĆ, Josip ČORIĆ, Mara ČORIĆ, Vera ČOVIĆ, Mijo DELIĆ, Marija DIKULIĆ, Ana DIKULIĆ, Maca DIKULIĆ, Ruža DIKULIĆ, Sofija DIKULIĆ, Stjepan ĐUKIĆ, Antun ĐUKIĆ, Danica ĐUKIĆ, Kata ĐUKIĆ, Liza ĐUKIĆ, Marija ĐURINOVIĆ, Antun	1910/ FEMALE 1922/ FEMALE 1910/ MALE 1917/ FEMALE Not Known/ FEMALE Not Known/MALE Not Known/ FEMALE 60 years/MALE Not Known/MALE Not Known/ FEMALE 1901/ FEMALE 1923/ FEMALE 1926/ MALE 1933/ FEMALE 1922/ MALE 60 years/MALE 40 years/MALE Not Known/ FEMALE 50 years/MALE 60 years/ FEMALE 30 years/MALE 60 years/MALE 1939/ FEMALE 60 years/FEMALE 1915/ MALE Not Known/ FEMALE 1942/ FEMALE Not Known/ FEMALE 1913/ FEMALE 1946/ FEMALE Not Known/ MALE 1933/ MALE Not Known/ FEMALE Not Known/ FEMALE Not Known/ FEMALE 1923/ FEMALE Not Known/ MALE

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
		FELBABIĆ, Nikola	50 years/MALE
		FERIĆ, Ana	1926/ FEMALE
		FERIĆ, Juraj	1923/ MALE
		FERIĆ, Kata	1925/ FEMALE
		GLAVINIĆ, Grga	60 years/MALE
		JOSIPOVIĆ, Anka	60 years/ FEMALE
		JOSIPOVIĆ, Ankica	50 years/ FEMALE
		JOSIPOVIĆ, Ivo	50 years/MALE
		JUKIĆ, Filip	1949/ MALE
		JUKIĆ, Iva	Not Known/ FEMALE
		JUKIĆ, Marija	1924/ FEMALE
		JUKIĆ, Vera	1920/ FEMALE
		JURATOVIĆ, Marija	Not Known/ FEMALE
		JURIĆ, Janja	Not Known/ FEMALE
		KARAGIĆ, Josip	50 years/MALE
		KARANOVIĆ, Jozo	Not Known/ MALE
		KRAMARIĆ, Terezija	1922/ FEMALE
		KRIVAJIĆ, Antun	Not Known/ MALE
		KRIVAJIĆ, Reza	Not Known/ FEMALE
		KRNIĆ, Štefo	Not Known/ MALE
		KRNIĆ, Marija	Not Known/ FEMALE
		KRNIĆ, Mijo	1929/ MALE
		KROPF, Barbara	1928/ FEMALE
		KROPF, Pavao	1931/ MALE
		KULIŠIĆ, Ivan	1926/ MALE
		KULIŠIĆ, Ivica	1972/ MALE
		LAZIĆ, Mijo	Not Known/MALE
		LIKIĆ, Andrija	1908/ MALE
		LIKIĆ, Anka	Not Known/ FEMALE
		LIKIĆ, Antun	Not Known/ MALE
		LIKIĆ, Jelka	Not Known/ FEMALE
		LONČAR, Ana	1923/ FEMALE
		LONČAR, Antun	1908/ MALE
		LONČAR, Kata	60 years/ FEMALE
		LONČAR, Kata	1906/ FEMALE
		LONČAR, Stjepan	60 years/MALE
		LONČAREVIĆ, Antun	Not Known/ MALE
		LONČARIĆ, Nikola	1910/ MALE
		LUJIĆ, Janja	1954/ FEMALE
		MATIJEVIĆ, Dragica	Not Known/ FEMALE
		MILAŠINOVIĆ, Marija	Not Known/ FEMALE
		MIŠIĆ, Mijo	Not Known/ MALE
		MUCAVAC, Antun	1946/MALE
		MUCAVAC, Mara	Not Known/ FEMALE
		ORDANIĆ, Antun	60 years/MALE

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
		ORDANIĆ, Luka	60 years/MALE
		PAVIĆ, Antun	1936/ MALE
		PAVIĆ, Matija	60 years/MALE
		PERKOVIĆ, Nevenka	Not Known/ FEMALE
		PERKOVIĆ, Vlado	Not Known/MALE
		PERKOVIĆ, Zoran	Not Known/MALE
		PEZO, Ivo	Not Known/ MALE
		PEZO, Sofija	1922/ FEMALE
		PIKTAJA, Anka	1920/ FEMALE
		SABLJAR, Stjepan	1912/ MALE
		ŠESTIĆ, Jula	Not Known/ FEMALE
		ŠESTIĆ, Marija	1922/ FEMALE
		ŠESTIĆ, Milan	1941/ MALE
		STANKOVIĆ, Veronika	1915/ FEMALE
		ŠVRAČIĆ, Antun	1920/ MALE
		ŠVRAČIĆ, Marija	1924/ FEMALE
		TEPIĆ, Ana	1925/ FEMALE
		TEPIĆ, Dušan	Not Known/ MALE
		TRNINIĆ, Ivan	1913/ MALE
		TRNINIĆ, Ivo	Not Known/ MALE
		TRNINIĆ, Kata	1925/ FEMALE
		TRNINIĆ, Terezija	Not Known/ FEMALE
		VLADIĆ, Katarina	1931/ FEMALE
		VOLAREVIĆ, Soka	1905/ FEMALE
		VRPOLJAC, Nikola	55 years/MALE
		VUKOVIĆ, Pero	Not Known/ MALE

****Plus 2 Unidentified Persons

ANNEX I.

**VICTIMS LIPOVAČA -
 PARAGRAPH 28**

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
28 October 1991	LIPOVAČA	BROZINČEVIĆ, Franjo BROZINČEVIĆ, Marija BROZINČEVIĆ, Mata BROZINČEVIĆ, Mira BROZINČEVIĆ, Mirko BROZINČEVIĆ, Roža CINDRIĆ, Katarina aka CINDRIĆ, Katja	1930/MALE Not Known/ FEMALE Not Known/FEMALE 1925/FEMALE 1971/ MALE Not Known/FEMALE 1925/ FEMALE

ANNEX I.

VICTIMS - VUKOVIĆI PARAGRAPH 29

DATE	LOCATION	VICTIMS	YEAR OF BIRTH/SEX
7 November 1991	VUKOVIĆI	MATOVINA, Josip MATOVINA, Nikola VUKOVIĆ, Dane VUKOVIĆ, Dane VUKOVIĆ, Ivan VUKOVIĆ, Lucija VUKOVIĆ, Milka VUKOVIĆ, Nikola VUKOVIĆ, Nikola VUKOVIĆ, Vjekoslav	Not Known/MALE Not Known/MALE Not Known/ MALE Not Known/ MALE 1934/MALE Not Known/ FEMALE Not Known/ FEMALE 1926/MALE 1938/MALE Not Known/MALE

ANNEX I.

VICTIMS SABORSKO -
PARAGRAPH 30

DATE	LOCATION	VICTIMS	YEAR OF BIRTH/SEX
12 November 1991	SABORSKO	BIČANIĆ, Ana BIČANIĆ, Milan BIČANIĆ, Nikola BIČANIĆ, Petar CONJAR, Leopold DUMENČIĆ, Ante DUMENČIĆ, Darko DUMENČIĆ, Kata DUMENČIĆ, Nikola DUMENČIĆ, Ivica MATOVINA, Ivan MATOVINA, Kata MATOVINA, Kata aka MATOVINA, Kate MATOVINA, Lucija MATOVINA, Marija MATOVINA, Marta MATOVINA, Mate MATOVINA, Mate MATOVINA, Milan MATOVINA, Slavica SERTIĆ, Slavko ŠPEHAR, Mate ŠTRK, Josip VUKOVIĆ, Ivan VUKOVIĆ, Jela VUKOVIĆ, Jure VUKOVIĆ, Jure VUKOVIĆ, Petar	1924/ FEMALE 1927/MALE 1928/MALE 1935/MALE 1898/MALE 1962/MALE 1970/MALE 1930/FEMALE 1930/MALE Not Known/MALE 1930/MALE Not Known/ FEMALE Not Known/ FEMALE 1906/FEMALE 1909/FEMALE Not Known/ FEMALE 1895/MALE Not Known/MALE Not Known/MALE 1959/FEMALE 1941/MALE Not Known/MALE Not Known/MALE Not Known/MALE Not Known/ FEMALE Not Known/MALE Not Known/MALE 1932/MALE

**** Plus 2 Unidentified Deceased

ANNEX I.

VICTIMS ŠKABRNJA CASE ONE -
PARAGRAPH 31

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
18-19 Nov. 1991	ŠKABRNJA	BRKIĆ, Joso BRKIĆ, Marija BRKIĆ, Marko ČURKOVIĆ, Željko DRAŽINA, Marija HORVAT, Vladimir JURIĆ, Ana JURIĆ, Grgo JURIĆ, Nediliko JURIĆ, Petar MILJANIĆ, Josip MILJANIĆ, Slavko PAVIČIĆ, Mile PAVIČIĆ, Niko PAVIČIĆ, Petar PERICA, Gašpar PERICA, Josip PERICA, Ljubo RAŽOV, Ante RAŽOV, Ivan RAŽOV, Jela ROGIĆ, Kata ROGIĆ, Marko ROGIĆ, Nikola ŠEGARIĆ, Šime ŠEGARIĆ, Grgica ŠEGARIĆ, Ivica ŠEGARIĆ, Krsto ŠEGARIĆ, Rade ŠEGARIĆ, Vice ŠKARA, Nediljko VICKOVIĆ, Stana VICKOVIĆ, Stanko ŽILIĆ, Mara ŽILIĆ, Pavica ŽILIĆ, Roko ŽILIĆ, Tadija ŽUPAN, Marko	1924/ MALE 1943/ FEMALE 1943/MALE 1968/ MALE Age 71/FEMALE 1953/ MALE Age 77/FEMALE 1909/ MALE 1955/MALE 1936/MALE 1928/MALE 1956/MALE 1965/MALE 1922/MALE 1942/MALE 1955/MALE 1934/ MALE 1932/ MALE 1955/MALE 1927/MALE Age 86/FEMALE 1932/FEMALE 1959/MALE 1939/MALE 1955/ MALE 1911/FEMALE 1961/MALE 1927/MALE 1931/MALE 1933/MALE 1955/MALE 1936/FEMALE 1956/ MALE 1914/ FEMALE 1928/FEMALE 1929/MALE 1928/MALE 1932/MALE

ANNEX I.**VICTIMS NADIN -
PARAGRAPH 32**

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
19 Nov.1991	NADIN	ATELJ, Novica BRKIĆ, Stoja BRZOJA, Danka ČIRJAK, Ika ČIRJAK, Maša ŠESTAN, Jakov ŠESTAN, Marija	1965/MALE 1928/FEMALE 1951/FEMALE 1922/FEMALE 1921/FEMALE 1911/MALE 1933/FEMALE

ANNEX I.

VICTIMS ŠKABRNJA CASE TWO - PARAGRAPH 33

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
18 November 1991 to February 1992	ŠKABRNJA	BABIĆ, Ivan BILAVER, Grgo BILAVER, Marija BILAVER, Peka BRKIĆ, Ana BRKIĆ, Josipa BRKIĆ, Kata BRKIĆ, Kata BRKIĆ, Marija BRKIĆ, Mato BRKIĆ, Mijat ERLIĆ, Jure GOSPIĆ, Dumica IVKOVIĆ, Ljubomir IVKOVIĆ, Nedjeljko IVKOVIĆ, Tereza JURJEVIĆ, Šimica KARDUM, Mirko PERICA, Kata RAŽOV, Šime RAŽOV, Grgica RAŽOV, Marko ŠEGARIĆ, Luca ŠKARA, Pera STURA, Božo STURA, Draginja	1941/MALE 1915/MALE 1921/FEMALE Not Known/FEMALE 1925/FEMALE 1920/FEMALE 1935/FEMALE 1939/FEMALE 1906/ FEMALE 1918/MALE 1915/MALE 1925/MALE 1914/FEMALE Not Known/MALE 1952/MALE Age 78/FEMALE 1912/FEMALE 1919/MALE Age 60/FEMALE 1938/MALE 1899/FEMALE Not Known/MALE 1920/FEMALE Not Known/FEMALE Not Known/MALE 1917/FEMALE

ANNEX I.

**VICTIMS BRUŠKA -
 PARAGRAPH 34**

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
21 December 1991	BRUŠKA	DRAČA, Sveto (Serbian) MARINOVIĆ, Dragan MARINOVIĆ, Draginja MARINOVIĆ, Dušan MARINOVIĆ, Ika MARINOVIĆ, Krste MARINOVIĆ, Manda MARINOVIĆ, Petar MARINOVIĆ, Roko MARINOVIĆ, Stana	Not Known/MALE Not Known/MALE Not Known/FEMALE Not Known/MALE Not Known/ FEMALE Not Known/MALE 1927/ FEMALE 1923/MALE Not Known/MALE 1926/FEMALE

ANNEX I.

VICTIMS KREMNA in Prnjavor PARAGRAPH 35

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
April 1992	KREMNA	AHMETOVIĆ, Rešid HALILOVIĆ, Dževad HALILOVIĆ, Enes HUSEINOVIĆ, Nedžad aka FAMBALO HUSKIĆ, Hakija SLJEPČEVIĆ, Senad SLJEPČEVIĆ, Suad	1942/MALE 1950/MALE 1958/MALE 1963/MALE 1939/MALE 1960/MALE 1957/MALE

ANNEX I.

VICTIMS LIŠNJA in Prnjavor
PARAGRAPH 36

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
May 1992	LIŠNJA	HALILIĆ, Advija HALILIĆ, Bais HALILIĆ, Mirsad HALILIĆ, Nedžad	Not Known/MALE Not Known/MALE Not Known/MALE Not Known/MALE

ANNEX II.

VICTIMS Zagreb shelling
PARAGRAPHS 51-53

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
2 May 1995	CITY OF ZAGREB	BRODAČ, Ivan, aka BRODAR, Ivan DRAČIĆ, Damir KOVAČ, Ivanka KRHEN, Stjepan MUTEVELIĆ, Ana	1918/MALE Unknown/MALE Unknown/FEMALE Unknown/MALE Unknown/FEMALE
3 May 1995		MARKULIN, Ivan SKRAČIĆ, Luka	Unknown/MALE 1975/MALE

ANNEX II.

**WOUNDED Zagreb shelling
PARAGRAPHS 51-53**

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
2 May 1995	CITY OF ZAGREB	ABLENC, Alen, aka APLENC, Alen	1965/MALE
		ADŽIĆ, Dora	1992/FEMALE
		AVDAGIĆ, Goran	1972/MALE
		BAJFUS, Nada aka BEIFUAS / BAJFUZ / BEIFUSS, Nada	1933/FEMALE
		BARTA, Laposava	Unknown/FEMALE
		BERNATH, Ljerka	1942/FEMALE
		BLAŽINA, Davor	1966/MALE
		BLATANČIĆ, Nikica	1971/MALE
		BOJAROV, Slavko aka BOJAROV, Savko	1968/MALE
		BOROŠAK, Josip	1956/MALE
		BRČIĆ, Vladimir	1933/MALE
		BREGAŠ, Boris aka BREGEŠ, Boris	1939/MALE
		BRKIĆ, Karla	1984/FEMALE
		BRKIĆ, Rista	1980/FEMALE
		BUDISAVLJEVIĆ, Stanka aka BUDISAVLJEVIĆ, Stanko	1949/FEMALE
		BUNTIĆ, Sanja	Unknown/FEMALE
		BURIĆ, Dragutin	1971/MALE
		ČAČIĆ, Ankica	Unknown/FEMALE
		ČIKOR, Mira	1958/FEMALE
		CINDRIĆ, Dalibor	1974/MALE
		ČURIĆ, Rasenka aka ČURIĆ, Raseljka	1978/FEMALE
		DAVIDOVIĆ, Anto	1963/MALE
		DEDIĆ, Dubravko	1973/MALE
		DODIĆ, Dubravka	1974/FEMALE
		DRČA, Dane	1938/MALE
		DRESDEN, Hedi aka DRESNER, Hedi	Unknown/FEMALE
		ĐUĐA, Regina	1943/FEMALE
		FUNDAK, Mladen	1964/MALE
		GADŽA, Jozo	1938/MALE
		GLIGORIJEVIĆ, Marija	1939/FEMALE
		GOLUB-PILIŽOTA, Nada	1942/FEMALE
		GUČEC, Dragica	1944/FEMALE
		GULIĆ, Ante	1941/MALE
		GULIĆ, Ivan	1920/MALE

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
		HORVAT, Aleksandra	1970/FEMALE
		HORVATIN, Branko	1956/MALE
		HRKAĆ, Ivan	1935/MALE
		HUNDEK, Ivan	1949/MALE
		aka FUNDEK, Ivan	
		HUSEVAR, Stanko,	1950/MALE
		aka HRUŠEVAR, Stanko	
		HUZJAK, Milan	1915/MALE
		aka HUZIAC, Milan	
		IVANČEVIĆ, Slavko	1925/MALE
		IVANUŠA, Alojz	1931/MALE
		IVIĆ, Stjepan	1966/MALE
		JAKOPEC, Vinko	1942/MALE
		JEKAVC, Slaven	1973/MALE
		aka JEKAVAC, Slaven	
		JOVANOVIĆ, Jelena	1971/FEMALE
		JOVIČIĆ, Ratomir	1947/MALE
		KAJKUŠ, Salim	1982/MALE
		KARMAJER, Miroslava	1924/FEMALE
		aka KERMAJER, Miroslava	
		KESEK, Tomo	1937/MALE
		aka KESAK, Tomo	
		KLJUNAK, Niko	1912/MALE
		KOJIĆ, Zdravko	Unknown/MALE
		KOKORIĆ, Antun	1948/MALE
		KOPIĆ, Josip	1953/MALE
		KRAJNIĆ, Branko	1933/MALE
		KRALJ, Dragica	Unknown/FEMALE
		KRHEN, Juraj	1930/MALE
		KRIŠTO, Vine	1963/MALE
		KUŠEVIĆ, Branko	1971/MALE
		KULENOVIĆ, Zeljka	1950/FEMALE
		LEHMAN, Inge	1965/FEMALE
		aka LEKMAN, Inge	
		LIŠEVIĆ, Marija	1938/FEMALE
		aka ILIŠEVIĆ, Marija	
		LISIC, Dora	1923/FEMALE
		aka LASIĆ, Dora	
		LOGUZAN, Petar	1948/MALE
		aka LOGOŽAN, Petar	
		LONCARIC-PAP, Vlasta	1956/FEMALE
		aka LONČARIĆ PAPA, VLASTA	
		LONGARIC-PAP, Igor	Unknown/MALE
		aka LONČARIĆ PAP, Igor	
		LORVREKOVIĆ, Branimir	1955/MALE
		aka LOVREKOVIĆ, Branimir	
		MAJETIĆ, Vanja	1976/FEMALE
		MAJSTOROVIĆ, Anka	1924/FEMALE
		MALIĆ, Ines	Unknown/FEMALE

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
		MALIĆ, Ivan	Unknown/MALE
		MARCHIOLI, Biserka	1949/FEMALE
		MARKOVIĆ, Saša	1975/FEMALE
		aka MIRKOVIĆ, Saša	
		MAROJEVIĆ, Edit	1960/FEMALE
		MARTINOVIĆ, Jakov	1929/MALE
		aka MARTINOVIĆ, Jakob	
		MARTINOVIĆ, Mia	1993/FEMALE
		MARUSIĆ, Dario	1961/MALE
		MATAK, Branko	1961/MALE
		MATANOVIĆ, Blazenka	1927/FEMALE
		MEDVIDOVIĆ, Cvita	1923/FEMALE
		MIKULČIĆ, Ivan	1938/MALE
		MIKUTA, Danko	1963/MALE
		MILIĆ, Radoslav	1942/MALE
		MILIČEVIĆ, Stipe	Unknown/MALE
		MOČKOVIĆ, Mirjana	1943/FEMALE
		MODRIĆ, Dragica	1921/FEMALE
		MRDAN, Nikola	Unknown/MALE
		aka MERĐA, Nikola	
		MUŽEK, Petar	1963/MALE
		NADAN, Nataša	1978/FEMALE
		NEDIĆ, Milutin	1936/MALE
		NIKŠIĆ, Ljiljana	1954/FEMALE
		aka NIKŠIĆ, Mirjana	
		NIKOLIĆ, Vasilije	1933/MALE
		PAN, Petra	1985/FEMALE
		aka BAN, Petra	
		PAVIĆ, Aleksandra	1953/FEMALE
		aka PAVIČEVIĆ, Aleksandra	
		PAVLOVIĆ, Mihael	1939/MALE
		PEJIĆ, Janka	1952/FEMALE
		PEJIĆ, Marija	1941/FEMALE
		PERKOVIĆ, Dušanka	1923/FEMALE
		PIŠKOR, Ivan	1939/MALE
		PILIĆ-PRČIĆ, Josip	1956/MALE
		aka BILIĆ-PRČIĆ, Josip	
		PISNJAK, Velimir	1978/MALE
		PJETLOVIC, Marinko	1949/MALE
		aka PIJETLOVIC, Marinko	
		POLOVIĆ, Višnja	1958/FEMALE
		PONGRAČIĆ, Darko	1959/MALE
		POPOVIĆ, Radmila	Unknown/FEMALE
		POSAVEC, Martin	1976/MALE
		PREKRATIĆ, Vlado	1960/MALE
		aka PREKRETIĆ, Vlado	
		PRIČEK, Zdenka	1965/FEMALE
		aka PTIČEK, Zdenka	
		PROTULIPAC, Snjezana	1970/FEMALE

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
		RAĐENović, Mile	1955/MALE
		RAGUŽ, Kresimir	1975/MALE
		RAMLJAK, Kata	1956/FEMALE
		RETEL, Bojan	1977/MALE
		RUKAVINA, Vladimir	1948/MALE
		SANKOVIĆ, Jelka	1933/FEMALE
		aka SANKOVIĆ, Jela	
		ŠAULA, Đorđe	Unknown/MALE
		ŠIMUNČIĆ, Stjepan	1922/MALE
		SINKOVIĆ, Željka	1975/FEMALE
		SMOLOVIĆ, Branimir	1955/MALE
		SMREKAR, Davor	1962/MALE
		SOLARIČEK, Antonija	1910/FEMALE
		SOPRICI-BERKES, Irena	1951/FEMALE
		aka ŠPORČIĆ BERKEŠ, Irena	
		ŠOŠA, Branko	1960/MALE
		SOVIĆ, Katica	1952/FEMALE
		ŠPORČIĆ, Karlo	1984/MALE
		ŠTAJERAC, Marija	1951/FEMALE
		aka ŠTAJEREC, Marija	
		STANKO, Kata	1943/FEMALE
		aka STANKO, Katica	
		STIPIĆ, Katica	1969/FEMALE
		STOJANOVIĆ, Predrag	1970/MALE
		SUČIĆ, Neda	1920/FEMALE
		ŠVIGIR, Zlata	1920/FEMALE
		SZEKELY, Aleksandra	1946/FEMALE
		TARAN, Petru	1954/MALE
		aka TARAN, Petreuc	
		TOMAC, Ferdo	1914/MALE
		VARTUŠEK, Željko	1970/MALE
		VIDOVIĆ, Pava	1960/FEMALE
		VRBAN, Robert	1975/MALE
		aka VRAN, Robert	
		ZAMUDIĆ, Tomislav	1987/MALE
		ZANINOVIĆ, Zorislav	1953/MALE
		ZELJAK, Zdravko	1978/MALE
		ŽITKOVIĆ, Jasenka	1966/FEMALE
		ZRINŠČAK, Zdravko	1956/MALE
		ZUBAK, Milivoj	1972/MALE
		ZUBIC, Jasmin	1983/MALE
		aka ZOBIC, Jasmin	
		ŽUGAJ, Mara	Unknown/FEMALE
		ŽUNAC, Mina	1974/FEMALE

ANNEX II.

WOUNDED Zagreb shelling (Continuation)
PARAGRAPHS 51-53

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
03-May-95	Zagreb city	AVDAGIĆ, Jasmin	1972/MALE
		BAKULA, Zvonko	Unknown/MALE
		BANIĆ, Zdravko	1957/MALE
		BARBAROV, Andrej aka BARBANOV, Andrej	Unknown/MALE
		BASSANI, Quitino	1928/MALE
		BEBIĆ, Damir	1969/MALE
		BOLDIN, Mark	1967/MALE
		BRANKOVIĆ, Branko aka BRNOVIĆ, Branko	1930/MALE
		BRCKO, Vladimir	1944/MALE
		BRKLJAČIĆ, Darko	1959/MALE
		BURKOVAC, Zora aka BUKOVEC, Zora	1929/FEMALE
		ĆURIĆ, Suzana	1970/FEMALE
		DASCALU, Viorel aka DASCALY, Viorel	1963/MALE
		DASKALOV, Danuti aka DASCALU / DASKALU, Danuti,	1968/MALE
		DODIG, Mislav	1954/MALE
		ĐOJIĆ, Amira	1952/FEMALE
		DRENOVAC, Kristijan aka DEMERAC, Kristijan	1979/MALE
		ERMALAI, Julijan	1973/MALE
		GREDELJ, Radovan	1972/MALE
		HAJDOROVIC, Lidija aka HAJAROVIĆ / HAJDOVIĆ Lidija	1962/FEMALE
		HIBLER, Danijel	1970/MALE
		HORVAT, Karica aka HORVAT, Katica	1966/FEMALE
		IŠTUK, Miroslav	1976/MALE
		KOPRIVNJAK, Marija	1959/FEMALE
		KOPRIVNJAK, Valentina	1986/FEMALE
		KORSEK, Dubravko aka KOLŠEK, Dubravko	1962/MALE
		KOSTOVIĆ, Mirna	1974/FEMALE
		KRIZIC, Valentina aka KRŽIĆ, Valentina	1974/FEMALE
		LISAK, Božica	1944/FEMALE
		MARTINOVIĆ, Franjo	1908/MALE

DATE	LOCATION	VICTIMS	YEAR OF BIRTH / SEX
		MILIĆ, Kristijan	1969/MALE
		MUNITIĆ, Damir	1953/MALE
		NARANČIĆ, Ljerka.	1922/FEMALE
		OSMANOVIĆ, Almira	1958/FEMALE
		PASTOR, Kristof aka PASTOR, Kriztof	1956/MALE
		PETKOVIĆ, Vojislav	1934/MALE
		PLIČANIĆ, Edina	1977/FEMALE
		POLJAK, Petar	1937/MALE
		PUCEVIĆ, Nenad	1974/MALE
		PUČKO, Mateja	1964/FEMALE
		PUK, Lovorka	1974/FEMALE
		PUKŠEC, Ivica	1965/MALE
		RADAKOVIĆ, Tatjana	1970/FEMALE
		RISOVIĆ, Anamarija	Unknown/FEMALE
		RISOVIĆ, Sanja	1964/FEMALE
		SENJANIN, Tomislav aka SENJAN, Tomislav	1977/MALE
		SMOLJAN, Milan	1946/MALE
		SPORIŠ, Miran aka SPORIŠ, Mirna	1973/MALE

ANNEX III

**POPULATION STATISTICS FOR THE MUNICIPALITIES OF THE SAO
KRAJINA AND THE MUNICIPALITIES OF BOSANSKI NOVI, BOSANSKI
GRADIŠKA, PRNJAVOR AND ŠIPOVO IN THE ARK IN BOSNIA AND
HERZEGOVINA ACCORDING TO THE CENSUS OF 1991**

I. SAO Krajina**1. BENKOVAC**

Total:	33,378
Croats:	13,553
Muslims:	25
Serbs:	18,986

Population of the local communities from the neighbouring municipality of Zadar that joined the municipality of Benkovac:

Total:	5,249
Croats:	3,127
Muslims:	0
Serbs:	1,992

2. KNIN

Total:	42,954
Croats:	3,886
Muslims:	31
Serbs:	37,888

Population of the local communities from the neighbouring municipalities of Sinj, Šibenik and Drniš that joined the municipality of Knin:

Total:	8,976
Croats:	1,497
Muslims:	2
Serbs:	7,303

3. OBROVAC

Total:	11,557
Croats:	3,761
Muslims:	15
Serbs:	7,572

4. GRAČAC

Total:	10,434
Croats:	1,697
Muslims:	9

Serbs: 8,371

Population of the local communities from the neighbouring municipality of Gospić that joined the municipality of Gračac:

Total: 3,477
Croats: 353
Muslims: 8
Serbs: 2,939

5. DONJI LAPAC

Total: 8,054
Croats: 44
Muslims: 22
Serbs: 7,854

6. KORENICA (TITOVA KORENICA)

Total: 11,393
Croats: 1,996
Muslims: 93
Serbs: 8,585

Population of the local communities from the neighbouring municipalities of Otočac and Ogulin that joined the municipality of Korenica:

Total: 11,252
Croats: 1,517
Muslims: 6
Serbs: 9,326

7. SLUNJ

Total: 18,962
Croats: 12,091
Muslims: 509
Serbs: 5,540

8. VOJNIC

Total: 8,236
Croats: 116
Muslims: 436
Serbs: 7,366

Population of the local communities from the neighbouring municipalities of Karlovac and Duga Resa that joined the municipality of Vojnic:

Total: 5,745
Croats: 1,228
Muslims: 12

Serbs: 4,221

9. VRGINMOST

Total: 16,599

Croats: 4,043

Muslims: 123

Serbs: 11,729

10. GLINA

Total: 23,040

Croats: 8,041

Muslims: 62

Serbs: 13,975

11. DVOR NA UNI

Total: 14,555

Croats: 1,395

Muslims: 31

Serbs: 12,591

12. KOSTAJNICA (HRVATSKA KOSTAJNICA)

Total: 14,851

Croats: 4,295

Muslims: 119

Serbs: 9,343

Population of the local communities from the neighbouring municipality of Sisak that joined the municipality of Kostajnica:

Total: 2,439

Croats: 181

Muslims: 5

Serbs: 2,099

13. PETRINJA

Total: 35,565

Croats: 15,790

Muslims: 424

Serbs: 15,969

TOTAL POPULATION IN THE SAO KRAJINA

Total:	286,716	
Croats:	78,611	27,42 %
Muslims:	1,932	0,67 %
Serbs:	193,649	67,54 %

**II. MUNICIPALITIES OF AUTONOMOUS REGION OF KRAJINA
(ARK), BOSNIA AND HERZEGOVINA, CENSUS FIGURES FROM
1991**
1. BOSANSKI GRADIŠKA

Total:	59,974	
Croats:	3,417	5,7 %
Muslims:	15,851	26,43 %
Serbs:	35,753	59,61 %

2. BOSANSKI NOVI

Total:	41,665	
Croats:	403	0,97 %
Muslims:	14,040	33,7 %
Serbs:	25,101	60,24 %

3. PRNJAVOR

Total:	47,055	
Croats:	1,721	3,7 %
Muslims:	7,143	15,18 %
Serbs:	33,508	71,21 %

4. ŠIPOVO

Total:	15,579	
Croats:	31	0,2 %
Muslims:	2,965	19,03 %
Serbs:	12,333	79,16 %

III. VILLAGES IN PARAGRAPHS 26 TO 36 OF THE INDICTMENT

- (a) Dubica: Total: 2,062, Croats: 1,042
- (b) Gornji Cerovljani: Total: 247, Croats: 210
- (c) Bačin: Total: 414, Croats: 393
- (d) Saborsko: Total: 267, Croats: 222
- (e) Poljanak: Total: 160, Croats: 145
- (f) Lipovača: Total: 267, Croats: 222
- (g) Škabrnje: Total 1,953, Croats: 1909
- (h) Nadin: Total: 666, Croats: 650
- (i) Bruška: Total: 373, Croats: 334
- (j) Kremna: Total: 1,155, Croats: 9, Muslims: 1, Serbs: 1,093
- (k) Lišnja: Total: 1,847, Croats: 1, Muslims: 1,720, Serbs: 98