

INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIACHURCHILLPLEIN, 1. P.O. BOX 13888
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POUR L'EX-YOUGOSLAVIECHURCHILLPLEIN, 1. B.P. 13888
2501 EW LA HAYE, PAYS-BAS
TÉLÉPHONE: 31 70 512-5000
FAX: 31 70 512-8637IT-95-11-T
Δ9023-Δ9022
21 February 2006**Case No. IT-95-11-T*****Prosecutor v. Milan Martić*****DECISION****THE DEPUTY REGISTRAR,**

NOTING the Statute of the Tribunal as adopted by the Security Council under Resolution 827 (1993), and in particular Article 21 thereof;

NOTING the Rules of Procedure and Evidence as adopted by the Tribunal on 11 February 1994, as subsequently amended ("Rules"), and in particular Rules 44 and 45 thereof;

NOTING the Directive on Assignment of Defence Counsel as adopted by the Tribunal on 28 July 1994, as subsequently amended ("Directive"), and in particular Articles 14 (A), (C) and 16(C) (ii) thereof;

NOTING the Code of Professional Conduct for Counsel Appearing Before the International Tribunal;

CONSIDERING that on 13 December 2002 the Registrar assigned Mr Predrag Milovančević, attorney at law from Belgrade, as lead counsel to the Accused;

CONSIDERING that the Accused's trial commenced on 13 December 2005;

CONSIDERING that on 28 December 2005, Mr Milovančević requested the assignment of Mr Nikola Perović, attorney at law from Belgrade, as his co-counsel;

CONSIDERING that Mr Perović is not on the Tribunal's list of counsel eligible for assignment to indigent suspects because he failed to prove his ability to speak a working language of the Tribunal;

CONSIDERING that, with the exception of the language requirement, Mr Perović fulfils all qualification requirements of Rule 45(A) of the Rules and Article 14 (A) of the Directive;

CONSIDERING that pursuant to Article 16(C)(ii) of the Directive, the Registrar may assign a co-counsel who does not speak either of the two working languages of the Tribunal but who speaks the native language of the accused if it is in the interests of justice in a particular case;

CONSIDERING that, having reviewed the submissions of Mr Milovančević, the Registry has determined that in the Accused's case, it is in the interests of justice to assign Mr Perović as co-counsel to Mr Milovančević;

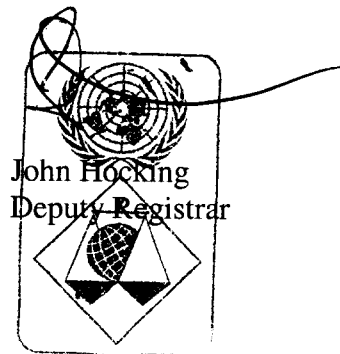
CONSIDERING that Mr Perović has indicated his willingness to be assigned as co-counsel;

CONSIDERING that Mr Perović is not proficient in one of the working languages of this Tribunal, the Registry subjects the assignment to the following conditions:

- 1) The waiver of the language requirement applies exclusively to Mr Perović's assignment as co-counsel in the defence of the Accused;
- 2) The Defence undertake not to request any extensions of time and additional resources as a result of Mr Perović's assignment under Article 16(A)(ii) of the Directive. In particular, any translation and interpretation costs over and above those usually met by the Tribunal shall be met by the Defence;

CONSIDERING that Mr Milovančević has accepted these conditions;

HEREBY DECIDES to assign Mr Perović as co-counsel to Mr Milovančević, effective as of the date of this decision.



Dated this twentieth day of February 2006
At The Hague,
The Netherlands.