

UNITED
NATIONS



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-09-92-I
Date: 27 May 2011
Original: English

IT-09-92-1
028732-028730
27 May 2011

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THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL

Before: Judge Mehmet Güney, Acting President
Registrar: Mr. John Hocking
Order: 27 May 2011

PROSECUTOR

v.

RATKO MLADIĆ

PUBLIC

ORDER ASSIGNING JUDGES TO A CASE BEFORE A TRIAL CHAMBER

Office of the Prosecutor

Mr. Serge Brammertz

The Accused

Mr. Ratko Mladić

I, Mehmet Güney, Acting President 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 (“International Tribunal”),

NOTING that an indictment against Radovan Karadžić (“Karadžić”) and Ratko Mladić (“Mladić”) was confirmed on 25 July 1995, with the case number IT-95-5, and a second indictment against Karadžić and Mladić was confirmed on 16 November 1995, with the case number IT-95-18;¹

NOTING that the two indictments were joined during the review procedure conducted in July 1996, pursuant to Rule 61 of the Rules of Procedure and Evidence (“Rules”),² and the joined case was assigned the case number IT-95-5/18;

NOTING that the joined indictment was amended by the Office of the Prosecutor (“Prosecution”) insofar as it pertained to Karadžić on 31 May 2000, and that it was amended insofar as it pertained to Mladić on 11 November 2002, both amended indictments being filed under case number IT-95-5/18;³

NOTING that on 15 October 2009 the Bench assigned to *Prosecutor v. Radovan Karadžić*, Case No. IT-95-5/18, severed Mladić from that case;⁴

NOTING the “Decision on Amendment of Indictment”, issued on 27 May 2011;

NOTING that President Patrick Robinson is currently absent from the International Tribunal and that, pursuant to Rule 21 of the Rules, the Vice-President shall exercise the functions of the President in case of the latter’s absence or inability to act;

NOTING that Vice-President O-Gon Kwon is currently absent from the International Tribunal and that, pursuant to Rule 22(A) of the Rules, if neither the President nor the Vice-President remains in office or is able to carry out the functions of the President, these shall be assumed by the senior permanent Judge, determined in accordance with Rule 17(C) of the Rules;

CONSIDERING that Rule 19(A) of the Rules authorises the President to coordinate the work of the Chambers;

¹ *Prosecutor v. Radovan Karadžić and Ratko Mladić*, Case No. IT-95-5-I, Review of Indictment, 25 July 1995; *Prosecutor v. Radovan Karadžić and Ratko Mladić*, Case No. IT-95-18-I, Review of the Indictment, 16 November 1995.

² *Prosecutor v. Radovan Karadžić and Ratko Mladić*, Case Nos. IT-95-5-R61 and IT-95-18-R61, Review of the Indictments Pursuant to Rule 61 of the Rules of Procedure and Evidence, 11 July 1996.

CONSIDERING that Rule 27(C) of the Rules authorises the President at any time to temporarily assign a member of a Trial Chamber to another Chamber;

CONSIDERING the composition of the Trial Chambers of the International Tribunal as set out in document IT/272, issued on 28 February 2011;

CONSIDERING the trial management and case distribution needs of the International Tribunal;


HEREBY, effective upon the date upon which Mladić is transferred to the seat of the International Tribunal, **ASSIGN** the case of *Prosecutor v. Ratko Mladić*, Case No. IT-09-92-I, to Trial Chamber I; **ASSIGN** Judge Christoph Flügge to Trial Chamber I for the purpose of this case; and **ORDER** that the Bench shall be composed as follows:

Judge Christoph Flügge

Judge Alphons Orié

Judge Bakone Justice Moloto

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



Judge Mehmet Güney
Acting President

Dated this twenty-seventh day of May 2011
At The Hague
The Netherlands

[Seal of the International Tribunal]

³ *Prosecutor v. Radovan Karadžić*, Case No. IT-95-5/18-I, Order Granting Leave to Amend the Indictment and Confirming the Amended Indictment, 31 May 2000; *Prosecutor v. Ratko Mladić*, Case No. IT-95-5/18-I, Order Granting Leave to file an Amended Indictment and Confirming the Amended Indictment, 11 November 2002.

⁴ *Prosecutor v. Radovan Karadžić*, Case No. IT-95-5/18-PT, Order Severing Ratko Mladić, 15 October 2009.