



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-02-54-T  
Date: 5 June 2003  
Original: ENGLISH

**IN THE TRIAL CHAMBER**

**Before:** Judge Richard May, Presiding  
Judge Patrick Robinson  
Judge O-Gon Kwon

**Registrar:** Mr. Hans Holthuis

**Order of:** 5 June 2003

**PROSECUTOR**

v.

**SLOBODAN MILOŠEVIĆ**

**CONFIDENTIAL**

**DECISION IN PART ON PROSECUTION MOTION FOR ORDERS  
PURSUANT TO RULE 54 *bis* AGAINST SERBIA AND MONTENEGRO**

**Office of the Prosecutor:**

Mr. Geoffrey Nice  
Ms. Hildergaard Uertz-Retzlaff  
Mr. Dermot Groome

**Amici Curiae:**

Mr. Steven Kay  
Mr. Branislav Tapušković  
Mr. Timothy McCormack

**The Accused:**

Slobodan Milošević

**Government of Serbia and Montenegro**

**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 (“International Tribunal”),

**BEING SEISED** of a “Prosecution’s Application for an Order Pursuant to Rule 54 *bis* Directing the Federal Republic of Yugoslavia to Comply With Outstanding Requests for Assistance”, filed by the Prosecution on 13 December 2002 (“Application”),

**NOTING** the subsequent submissions of the Prosecution and Serbia and Montenegro with respect to the Application, including the “The Supplemental Information to the Prosecution’s Response to the 6 May 2003 Submission by Serbia and Montenegro Regarding Outstanding Requests for Assistance”, filed by the Prosecution today,

**NOTING FURTHER** the arguments of the parties made in oral hearings before the Trial Chamber on 10 March 2003 and 3 June 2003,

**CONSIDERING** that Serbia and Montenegro has provided the Prosecution with some Supreme Defence Council Minutes of meetings identified in the “Priority List of Documents Requested from Serbia and Montenegro for the Case Against Slobodan Milosevic” (referred to in the filings) at Item 8 (or Requests for Assistance numbers 117 and 219),

**CONSIDERING** the Prosecution request for the urgent provision by Serbia and Montenegro of the stenographic recordings of these meetings (identified at Item 9 of the Priority List), which the Trial Chamber is satisfied constitute a constituent part of the meeting notes already produced,


**CONSIDERING** that the request satisfies the requirements of Rule 54 *bis* of the Rules of Procedure and Evidence (“Rules”) and that Serbia and Montenegro has provided no acceptable reason for failing to produce this material to date,

**NOTING** that this is a Decision in part to the Prosecution Application and that the Trial Chamber remains seised of the remainder of the Application,

**PURSUANT** to Article 29 of the Statute and Rule 54 *bis* of the Rules,

**HEREBY ORDERS** Serbia and Montenegro to produce, within one month of the date of this Order, the stenographic recordings of the Supreme Defence Council Minutes of meetings identified in the Priority List of Documents (as referred to above) at Item 9 (or Requests for Assistance numbers 117 and 219 as described),

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

  
Richard May  
Presiding

Dated this fifth day of June 2003  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**