

INTERNATIONAL CRIMINAL TRIBUNAL
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BUREAU DE PRESSE AT D'INFORMATION

CC/PIO/009-E

The Hague, 23 June 1995

PRESS RELEASE**CASE No. IT-94-1-T / DEFENDANT: Mr. Dusko Tadic. UPDATE-2.**

As previously scheduled, the Counsels of the Defendant have filed on Friday 23 June 1995 three preliminary motions:

- 1) A motion challenging the Jurisdiction of the Tribunal, which is "*legally unfounded*", of which "*primacy over domestic courts is an infringement upon the sovereignty of the States*", and which has "*no jurisdiction rationae materiae (subject matter jurisdiction) to try any crimes under Articles 2 to 5 of the Statute. These articles fail to determine or describe the offences in such a way that they can serve as an acceptable basis of substantive law to be referred to in the provisions regarding jurisdiction*".
- 2) A motion based on the principle *non bis in idem*, and which refers to the proceedings in Germany against the Defendant.
- 3) A motion on the form of the indictment, which is "*vague*" and consists of "*concurrent qualifications*".

The Prosecutor has been given by the Trial Chamber II until 7 July 1995 to file its response to the above-mentioned motions.

NOTE

The above-mentioned motions will be released on Monday 26 June 1995, a copy can be picked-up at the entrance of the Tribunal as of 12 a.m.

PLEASE NOTE THAT WE HAVE CHANGED OUR PHONE NUMBER:
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