



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

IT/275

Date: 21 October 2011

ORIGINAL: ENGLISH


AMENDMENTS TO THE RULES OF PROCEDURE AND EVIDENCE

PUBLIC DOCUMENT

By decision of the extraordinary plenary session 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 ("Tribunal"), held on 20 October 2011, Rule 65 is amended.

Pursuant to Rule 6(D) of the Rules of Procedure and Evidence of the Tribunal, the adoption shall enter into force seven days after the date of issuance of this official document, *i.e.*, on 28 October 2011. Document IT/32/Rev. 46 incorporating these amendments will be issued in both languages as soon as possible.

The full text of the amended Rule is set out in the Annex to this document.



Judge Carmel Agius
Chair of the Rules Committee

Dated this twenty-first day of October 2011
At The Hague
The Netherlands

ANNEX

Rule 65
Provisional Release

* * *

- (B) Release may be ordered **at any stage of the trial proceedings prior to the rendering of the final judgement** by a Trial Chamber only after giving the host country and the State to which the accused seeks to be released the opportunity to be heard and only if it is satisfied that the accused will appear for trial and, if released, will not pose a danger to any victim, witness or other person. **The existence of sufficiently compelling humanitarian grounds may be considered in granting such release.**

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