

**THE INTERNATIONAL CRIMINAL TRIBUNAL  
FOR THE FORMER YUGOSLAVIA**

**Case No. IT-03-66-R77**

**THE PROSECUTOR  
OF THE TRIBUNAL**

**AGAINST**

**BEQË BEQAJ**

**INDICTMENT**

The Prosecutor of the International Criminal Tribunal for the former Yugoslavia, pursuant to her authority under Article 18 of the Statute of the International Criminal Tribunal for the former Yugoslavia (“the Statute of the Tribunal”) and Rule 77 of the Rules of Procedure and Evidence of the International Criminal Tribunal for the former Yugoslavia (“the Rules of the Tribunal”), charges:

**BEQË BEQAJ**

with **CONTEMPT OF THE TRIBUNAL, ATTEMPTED CONTEMPT OF THE TRIBUNAL, and INCITEMENT TO CONTEMPT OF THE TRIBUNAL.**

**THE ACCUSED**

1. **Beqë BEQAJ**, father’s name Zeqir, was born on 10 November 1952 in Petrove, Kosovo. He is a relative of Isak MUSLIU, an accused in the case of *Prosecutor v. Fatmir Limaj, Haradin Bala, and Isak Musliu*, Case No. IT-03-66.

**CHARGES**

**COUNTS 1 to 3**

**CONTEMPT, ATTEMPTED CONTEMPT, AND INCITEMENT  
TO CONTEMPT OF THE TRIBUNAL**

2. From on or about 17 February 2003 through to on or about 19 October 2004, **Beqë BEQAJ**, individually and in concert with

others, incited, attempted to commit, committed or otherwise aided and abetted the commission of Contempt of the Tribunal.

3. During the time period set forth above, **Beqë BEQAJ** knowingly and wilfully interfered with the administration of justice by threatening, intimidating, offering a bribe to, or otherwise interfering with witnesses or potential witnesses in the case of *Prosecutor v. Fatmir Limaj, Haradin Bala, and Isak Musliu*, Case No. IT-03-66.
4. On or about 11 June 2004, in Shtime, Kosovo, the son of **Beqë BEQAJ** accosted Rexhe REXHAJ, a potential witness, blaming Rexhe REXHAJ for Isak MUSLIU's detention in The Hague. After this incident, on the same day, **Beqë BEQAJ** told Rexhe REXHAJ that Isak MUSLIU had previously communicated from The Hague that **Beqë BEQAJ** should go to Rexhe REXHAJ and demand him to withdraw his statement against Isak MUSLIU.
5. In early September 2004, **Beqë BEQAJ** contacted Rizah REXHAJ, a potential witness living outside of Kosovo, through a relative of Rizah REXHAJ ("the relative"). The relative informed Rizah REXHAJ that **Beqë BEQAJ** had received calls directly from Isak MUSLIU in The Hague, and that Isak MUSLIU told **Beqë BEQAJ** to tell Rizah REXHAJ that he must withdraw his statement to the Tribunal. It was also suggested that Isak MUSLIU would reward Rizah REXHAJ with a gift of lands if Rizah REXHAJ withdrew his statement.
6. On or shortly before 27 September 2004, **Beqë BEQAJ** again asked the relative to contact Rizah REXHAJ. The relative told Rizah REXHAJ that **Beqë BEQAJ** claimed to speak on behalf of Fatmir LIMAJ and Isak MUSLIU and that Rizah REXHAJ must travel back to Kosovo to meet with Defence lawyers and withdraw his statement.
7. On or about 6 October 2004, **Beqë BEQAJ** asked Rizah REXHAJ by telephone to return to Kosovo and meet with Fatmir LIMAJ's brother Demir LIMAJ and a lawyer, in order to withdraw his statement against Isak MUSLIU and Fatmir LIMAJ and state that he had nothing to do with MUSLIU and LIMAJ. **Beqë BEQAJ** told Rizah REXHAJ that he had spoken with and acted on behalf of Isak MUSLIU, Fatmir LIMAJ, and Demir LIMAJ.

8. On or about 13 October 2004, **Beqë BEQAJ** again asked Rizah REXHAJ by telephone to return to Kosovo and meet with Demir LIMAJ or a lawyer, in order to withdraw his statement against Isak MUSLIU and Fatmir LIMAJ and state that he knows nothing about MUSLIU and LIMAJ.

By his acts and omissions, **Beqë BEQAJ** participated in:

**COUNT 1: Contempt of the Tribunal**, punishable under this Tribunal's inherent power and Rule 77(A)(iv) of the Rules of Procedure and Evidence of the Tribunal;

**COUNT 2: Attempted contempt of the Tribunal**, punishable under this Tribunal's inherent power and Rule 77(A)(iv) and Rule 77(B) of the Rules of Procedure and Evidence of the Tribunal; or

**COUNT 3: Incitement to contempt of the Tribunal**, punishable under this Tribunal's inherent power and Rule 77(A)(iv) and Rule 77(B) of the Rules of Procedure and Evidence of the Tribunal.

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Carla Del Ponte  
Prosecutor

Dated this 21<sup>st</sup> day of October 2004  
The Hague  
The Netherlands