

**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-03-67-R77.4

Date: 7 July 2011

Original: English

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**IN TRIAL CHAMBER II**

**Before:** Judge O-Gon Kwon, Presiding  
Judge Burton Hall  
Judge Howard Morrison

**Registrar:** Mr. John Hocking

**Decision:** 7 July 2011

**IN THE MATTER OF VOJISLAV ŠEŠELJ**

***PUBLIC***

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**DECISION ON THE ACCUSED'S ORAL MOTION FOR  
PROVISIONAL RELEASE**

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**The Accused:**  
Mr. Vojislav Šešelj

**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 (“Tribunal”);

**BEING SEISED OF** the Accused’s request for provisional release presented orally during the initial appearance held on 6 July 2011 (“Request”);<sup>1</sup>

**NOTING** the Accused’s submission that he was presenting the Request before this Trial Chamber “because probably [he] will not have any contacts with the Trial Chamber in the main case until the closing arguments”;<sup>2</sup>

**NOTING** that the Accused has been in custody since his transfer to the seat of the Tribunal on 24 February 2003 on the basis of an indictment submitted on 14 February 2003 in Case No. IT-03-67;<sup>3</sup>

**CONSIDERING** that the detention regime of the Accused currently in place stems from the charges against him in Case No. IT-03-67 and that any request for provisional release should therefore be filed before the Trial Chamber seised of the proceedings in Case No. IT-03-67;

**PURSUANT TO** Rule 54 of the Rules;

**HEREBY DISMISSES** the Request.

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




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Judge O-Gon Kwon  
Presiding

Dated this seventh day of July 2011  
At The Hague  
The Netherlands

[Seal of the Tribunal]

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<sup>1</sup> *Prosecutor v. Vojislav Šešelj*, Case No. IT-03-67-R77.4, T. 14–16 (6 July 2011).

<sup>2</sup> *Prosecutor v. Vojislav Šešelj*, Case No. IT-03-67-R77.4, T. 15 (6 July 2011).

<sup>3</sup> *Prosecutor v. Vojislav Šešelj*, Case No. IT-03-67-PT, Order for Detention on Remand, 2 February 2003.