



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-R77.5
Date: 14 February 2017
Original: English

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding
Judge Bakone Justice Moloto
Judge Christoph Flügge

Registrar: Mr John Hocking

Order of: 14 February 2017

IN THE CASE AGAINST

**PETAR JOJIĆ
JOVO OSTOJIĆ
VJERICA RADETA**

PUBLIC

ORDER IN RELATION TO INTERPOL RED NOTICE

Amicus Curiae Prosecutor
Ms Diana Ellis, QC

TRIAL CHAMBER I 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”);

NOTING Article 29 of the Statute of the Tribunal (“Statute”) as well as Rules 54, 56 to 59 *bis* and 61 of the Rules of Procedure and Evidence of the Tribunal (“Rules”);

NOTING the “Further Decision on Order in Lieu of Indictment” (“Indictment”) charging Petar Jojić, Jovo Ostojić, and Vjerica Radeta (“Accused”) with contempt of the Tribunal pursuant to Rule 77(A)(iv) of the Rules;¹

NOTING the warrants of arrest and orders for surrender directed to the Republic of Serbia (“Serbia”) in relation to the Accused, issued on 19 January 2015 (“Arrest Warrants”);²

NOTING the Chamber’s decision of 25 August 2015, in which it advised the President of the Tribunal that the lack of action by Serbia can only be interpreted as harbouring an unwillingness to execute the Arrest Warrants;³

NOTING the Chamber’s decision of 14 September 2016, in which it advised the President of the Tribunal that Serbia’s continued non-compliance with its obligations obstructs the course of justice;⁴

NOTING the international warrants of arrest and orders for surrender directed to all United Nations member states in relation to the Accused, issued on 5 October 2016 (“International Arrest Warrants”);⁵

NOTING that according to Article 82 of Interpol’s Rules on the Processing of Data, red notices can be published at the request of an international entity with powers of investigation and prosecution in criminal matters;

¹ Further Decision on Order in Lieu of Indictment, 5 December 2014 (Confidential and *Ex Parte*). A public version of this order was subsequently issued.

² Warrant of Arrest and Order for Surrender of Petar Jojić, 19 January 2015 (Confidential and *Ex Parte*); Warrant of Arrest and Order for Surrender of Jovo Ostojić, 19 January 2015 (Confidential and *Ex Parte*); Warrant of Arrest and Order for Surrender of Vjerica Radeta, 19 January 2015 (Confidential and *Ex Parte*). Public versions of the Arrest Warrants were subsequently issued.

³ Decision Advising the President of the Tribunal of the Republic of Serbia’s Failure to Cooperate with the Tribunal, 25 August 2015 (Confidential and *Ex Parte*), p. 2.

⁴ Decision Advising the Tribunal’s President of the Republic of Serbia’s Continued Failure to Cooperate with the Tribunal, 14 September 2016, p. 2.

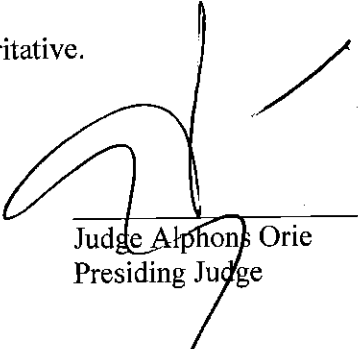
⁵ International Arrest Warrants and Orders for Surrender, 5 October 2016 (Confidential and *Ex Parte*). Public versions of the International Arrest Warrants were subsequently issued.

CONSIDERING that Serbia has not executed the Arrest Warrants to date;

CONSIDERING that Interpol's assistance may contribute to ensuring that the course of justice is not further obstructed;

HEREBY DIRECTS the Registry to address Interpol seeking distribution of a red notice in relation to the Accused on the basis of the Arrest Warrants.

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



Judge Alphons Orie
Presiding Judge

Dated this Fourteenth day of February 2017
At The Hague
The Netherlands

[Seal of the Tribunal]