

*Prosecutor v. Dragomir Milosevic*

**DECISION**

**THE DEPUTY REGISTRAR,**

**NOTING** the Statute of the Tribunal as adopted by the Security Council under Resolution 827 (1993), and in particular Article 21 thereof;

**NOTING** the Rules of Procedure and Evidence as adopted by the Tribunal on 11 February 1994, as subsequently amended ("Rules"), and in particular Rules 44 and 45 thereof;

**NOTING** the Directive on Assignment of Defence Counsel as adopted by the Tribunal on 28 July 1994, as subsequently amended ("Directive"), and in particular Articles 11(B), 14 and 16(C) thereof;

**NOTING** the Code of Professional Conduct for Counsel Appearing Before the International Tribunal;

**CONSIDERING** that Mr. Dragomir Milosevic ("Accused") was transferred to the seat of the Tribunal on 3 December 2004, and that his initial appearance was held on 7 December 2004;

**NOTING** that on 6 December 2004, Mr. Stéphane Bourgon, attorney at law from Canada, was assigned as duty counsel to represent the Accused at his initial appearance and in such other matters as may be necessary until a permanent counsel is assigned;

**CONSIDERING** that on 21 December 2004, the Accused submitted a declaration of means pursuant to Article 7 of the Directive and requested legal aid claiming that he does not have means to remunerate counsel;

**CONSIDERING** that on the same date the Accused requested the assignment of Mr Branislav Tapuskovic, attorney at law from Belgrade, as counsel to represent him before the International Tribunal;

**CONSIDERING** that as of 21 December the Registry had not yet assessed the Accused's ability to remunerate counsel and that in order to ensure that the Accused's right to counsel was not affected while it did so, the Registry assigned Mr Tapuskovic as counsel to the Accused on 22 December 2004 for a period of 120 days pursuant to Article 11(B) of the Directive;

**CONSIDERING** that on 31 May 2005, the Registry found the Accused partially eligible for legal aid, and permanently assigned Mr Tapuskovic as counsel to the Accused, effective as of 22 April 2005;

**CONSIDERING** that on 19 August 2005, Mr Tapuskovic requested the assignment of Ms Branislava Isailovic, attorney at law from France, as his co-counsel;

**CONSIDERING** that Ms Isailovic is on the Rule 45 list of counsel eligible to represent indigent accused and, possesses written and oral proficiency in a working language of the Tribunal;

**CONSIDERING** that Ms Isailovic has indicated her willingness to be assigned as co-counsel;

**HEREBY DECIDES** to assign Ms Isailovic as co-counsel to Mr Tapuskovic, effective as of the date of this decision.

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John Hocking  
Deputy Registrar

Dated this 14th day of September 2005  
At The Hague,  
The Netherlands.