



INTERNATIONAL CRIMINAL TRIBUNAL
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Case No. IT-04-75-I
Prosecutor v. Goran Hadžić

PUBLIC

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, 45 and 62(B) 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 5, 7, 14(B) and 16(H) thereof;

NOTING the Code of Professional Conduct for Counsel Appearing Before the International Tribunal (IT/125 REV.3) (“Code of Conduct”);

CONSIDERING that Mr. Goran Hadžić (“Accused”) was transferred to the seat of the Tribunal on 22 July 2011, and that his initial appearance took place on 25 July 2011;

CONSIDERING that the Accused’s rights under the Statute, Rules and Directive must be protected until he retains permanent counsel or has counsel assigned to him pursuant to Rule 45 of the Rules;

CONSIDERING that the Accused has been informed of his right to retain counsel or to have one assigned by the Registrar if he lacks the means to remunerate counsel;

CONSIDERING that at the request of the Accused, and pursuant to Rule 62(B) of the Rules, the Registry assigned Mr. Vladimir Petrović, attorney at law from Serbia, as duty counsel to represent the Accused at his initial appearance;

CONSIDERING that Mr. Petrović’s assignment was limited to the Accused’s initial appearance on 25 July 2011;

CONSIDERING that on 26 July 2011 the Accused applied for the assignment of Tribunal-paid counsel pursuant to Article 7 of the Directive on the basis that he does not have sufficient means to remunerate counsel and nominated his counsel of choice;

CONSIDERING that counsel nominated by the Accused for assignment as his lead counsel is not currently on the Registrar’s list of counsel eligible for assignment to indigent suspects

and accused envisaged under Rule 45 of the Rules, and is therefore not available for immediate assignment;

FINDING that the interests of justice would be served by assigning duty counsel to the Accused while the qualifications of his counsel of choice are assessed by the Registry, prior to assignment of permanent counsel, as Mr. Petrović's assignment was limited to the initial appearance;

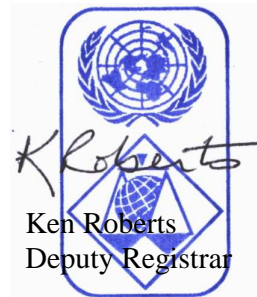
CONSIDERING that the Accused has indicated his preference for the assignment of Mr. Zoran Živanović attorney at law from Serbia as duty counsel until permanent counsel is assigned;

NOTING Mr. Zoran Živanović is on the list of duty counsel envisaged in Rule 45(C) of the Rules, and has agreed to act as Duty Counsel to the Accused until permanent counsel can be assigned;

HEREBY DECIDES to assign Mr. Zoran Živanović as duty counsel to represent the Accused in such other matters as may be necessary until a permanent counsel is assigned, effective as of the date of this decision.

DECIDES that the assignment of Mr. Vladimir Petrović as duty counsel for purposes of the initial appearance ceases as of the date of this decision;

DIRECTS Mr. Petrović to hand over to Mr. Zivanović any case-related materials he received during his assignment as duty counsel, in accordance with his duty under Article 9(D) of the Code of Conduct.



Ken Roberts
Deputy Registrar

Dated this twenty-seventh day of July 2011
At The Hague,
The Netherlands.