



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-03-66-PT

Date: 31 August 2004

Original: English

BEFORE THE TRIAL CHAMBER

Before: Judge Alphons Orie, Presiding
Judge Amin El Mahdi
Judge Joaquín Martín Canivell

Registrar: Mr. Hans Holthuis

Decision of: 31 August 2004

PROSECUTOR

v.

**Fatmir LIMAJ
Haradin BALA
Isak MUSLIU**

DECISION ON LEAVE TO CORRECT SECOND AMENDED INDICTMENT

The Office of the Prosecutor:

Andrew Cayley
Alex Whiting
Julian Nicolls

Counsel for the Accused:

Mr. Michael Mansfield Q.C. and Mr. Karim A. A. Khan for Fatmir Limaj
Mr. Gregor Guy-Smith for Haradin Bala
Mr. Michael Topolski Q.C. and Mr. Steven Powles for Isak Musliu

TRIAL CHAMBER I ("the 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 ("the Tribunal");

NOTING the "Corrigendum to the Second Amended Indictment" filed on 9 August 2004 by the Prosecution, whereby the Prosecution requests leave of the Trial Chamber to correct a typographical error in paragraph 34 of the Second Amended Indictment to add the word "committed" which according to the Prosecution was inadvertently deleted from the first sentence of paragraph 34, following the word "ordered" ("Request for Corrigendum");

NOTING that the Defence for the accused has not responded to the Request for Corrigendum;


FINDING that the correction requested by the Prosecution is in the interests of justice;

PURSUANT to Rules 50 and 73 of the Rules of Procedure and Evidence;

HEREBY GRANTS leave to the Prosecution to correct the first sentence of paragraph 34 of the second Amended Indictment to add the word "committed".

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

Dated this 31st day of August 2004,
At The Hague,
The Netherlands



Judge Alphons Orie
Presiding Judge

[Seal of the Tribunal]