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SVIT-98-32/1-T
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Case No. IT-98-32/1-T

Prosecutor v. Milan Lukić et al.

PUBLIC

DECISION

THE DEPUTY REGISTRAR,

CONSIDERING the Rules Governing the Detention of Persons Awaiting Trial or Appeal before the Tribunal or otherwise Detained on the Authority of the Tribunal as adopted by the Tribunal on 5 May 1994, as subsequently amended, (“Rules of Detention”) and in particular Rule 64;

CONSIDERING a letter of the Prosecutor dated 18 November 2008 pursuant to Rule 64 of the Rules of Detention, in which the Prosecutor alleges that there is *prima facie* evidence that the accused Milan Lukić (“Accused”) may have called and intimidated the family of a Prosecution witness from the United Nations Detention Unit;

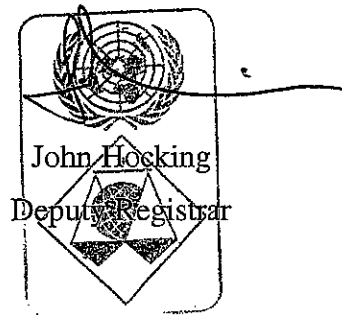
CONSIDERING that in the above letter the Prosecutor requests that “all non-privileged communications of [the Accused] be immediately suspended for a period of two weeks, [during which the Prosecutor] will review the transcripts, investigate phone calls made to the family members of Prosecution witnesses and seek appropriate measures from the Trial Chamber”;

NOTING that pursuant to Rule 64(A)(iv) of the Rules of Detention “[t]he Prosecutor may request the Registrar or, in cases of emergency, the Commanding Officer, to prohibit, regulate or set conditions for contact between a detainee and any other person if the Prosecutor has reasonable grounds for believing that such contact: [...] could be harmful to the detainee or any other person”;

NOTING that the Accused and his counsel have been informed of the Prosecutor's request;

HAVING CONSIDERED the totality of information before me, including transcripts of telephone conversations of the Accused, and the information contained in the Prosecutor's letter of 18 November 2008, and being satisfied that in the circumstances the Prosecutor's request is justified and made on reasonable grounds;

THEREFORE DECIDES, pursuant to Rule 64 of the Rules, to prohibit all communications of the Accused, except those with counsel and consular representatives, for a period of two weeks, effective as of the date of this decision.



Dated this 18th day of November 2008
At The Hague,
The Netherlands.