



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-98-32/1-PT

Date: 14 December 2005

Original: ENGLISH

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**BEFORE A JUDGE OF THE INTERNATIONAL TRIBUNAL**

**Before: Judge Iain Bonomy**

**Registrar: Mr. Hans Holthuis**

**Order of: 14 December 2005**

**PROSECUTOR**

**v.**

**MILAN LUKIĆ**

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**ORDER GRANTING PROSECUTION'S REQUEST TO SUSPEND  
CONSIDERATION OF AMENDMENT OF INDICTMENT INsofar AS IT  
RELATES TO MILAN LUKIĆ**

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**The Office of the Prosecutor**

**Mark Harmon**

**Frédéric Ossogo**

**Fergal Gaynor**

I, **IAIN BONOMY**, a Judge 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 "Prosecution's Motion to Amend the Indictment," filed on 17 November 2005 together with the proposed "Second Amended Indictment,"

**NOTING** the "Order Assigning a Judge," filed on 24 November 2005,

**NOTING** the "Prosecution's Request to Suspend Consideration of Amendment of Indictment," filed on 1 December 2005 ("Prosecution's Request"), which "respectfully requests Judge Bonomy to suspend consideration of amendment of the indictment in respect of Milan Lukić until Milan Lukić has been transferred to the seat of the Tribunal,"

**CONSIDERING** that Milan Lukić is currently in detention in Argentina, has not appeared before the Tribunal, has not had his case assigned to any Trial Chamber and is not represented by counsel before the Tribunal,

**PURSUANT** to Rule 54 of the Rules of Procedure and Evidence,

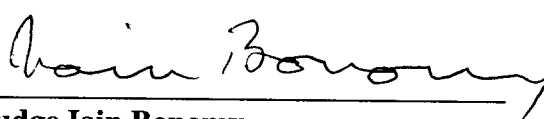
**HEREBY GRANT** the Prosecution's Request and **ORDER** that

- (1) consideration of the proposed Second Amended Indictment insofar as it relates to Milan Lukić is stayed until such time as Milan Lukić appears before the Tribunal and has an opportunity to respond to the proposed indictment; and
- (2) whenever Milan Lukić appears before the Tribunal, the Prosecution shall serve him with all the documents that it will have by then filed in this case.

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

Dated this fourteenth day of December 2005.

At The Hague,  
The Netherlands.

  
**Judge Iain Bonomy**

**[Seal of the Tribunal]**