



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-05-87-T  
Date: 21 November 2008  
Original: English

**IN THE TRIAL CHAMBER**

**Before:** Judge Iain Bonomy, Presiding  
Judge Ali Nawaz Chowhan  
Judge Tsvetana Kamenova  
Judge Janet Nosworthy, Reserve Judge

**Registrar:** Mr. Hans Holthuis

**Order of:** 21 November 2008

**PROSECUTOR**

v.

**MILAN MILUTINOVIĆ  
NIKOLA ŠAINOVIĆ  
DRAGOLJUB OJDANIĆ  
NEBOJŠA PAVKOVIĆ  
VLADIMIR LAZAREVIĆ  
SRETEN LUKIĆ**

**PUBLIC**

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**ORDER PURSUANT TO RULE 74 *BIS***

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**Office of the Prosecutor**

Mr. Thomas Hannis  
Mr. Chester Stamp

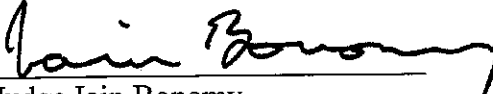
**Counsel for the Accused**

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović  
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović  
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić  
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković  
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević  
Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

**THIS TRIAL 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 ("Tribunal") is seised of a confidential "Vladimir Lazarević Motion for Temporary Provisional Release on the Grounds of Compassion," filed 6 November 2008 ("Motion"), and hereby renders this order in relation thereto.

1. In the Motion, the Lazarević Defence requests the Trial Chamber to invite the UNDU Medical Officer to supply it with a report regarding the Accused's state of health, as well as an assessment of the potential effect upon his rehabilitation that treatment at a particular facility in the Republic of Serbia (detailed in the annex) would have upon his health.
2. The Chamber considers that it would be appropriate for the Registry to provide a medical report of the nature described above.
3. Accordingly, the Trial Chamber, pursuant to Rules 33(B), 54, and 74 *bis* of the Rules of Procedure and Evidence of the Tribunal, hereby DIRECTS the Registry of the Tribunal to submit the requested report by no later than Wednesday, 26 November 2008.
4. The Lazarević Defence, in accordance with Rule 34 of the Rules Governing the Detention of Persons Awaiting Trial or Appeal Before the Tribunal or Otherwise Detained on the Authority of the Tribunal, is hereby REQUESTED to (a) consult the Accused in order to obtain his signed consent for the above information to be released to the Registry and Chamber and (b) file such consent on the official record of the proceedings.

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

  
Judge Iain Bonomy  
Presiding

Dated this twenty-first day of November of 2008  
At The Hague  
The Netherlands

[Seal of the Tribunal]