

**UNITED  
NATIONS**



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-05-88-A  
Date: 23 January 2012  
Original: English

**IN THE APPEALS CHAMBER**

**Before:** Judge Patrick Robinson, Presiding  
Judge Mehmet Güney  
Judge Fausto Pocar  
Judge Liu Daqun  
Judge Andrézia Vaz

**Registrar:** Mr. John Hocking

**Order of:** 23 January 2012

**PROSECUTOR**

v.

**VUJADIN POPOVIĆ  
LJUBIŠA BEARA  
DRAGO NIKOLIĆ  
RADIVOJE MILETIĆ  
MILAN GVERO  
VINKO PANDUREVIĆ**

***PUBLIC***

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**ORDER EXTENDING PANDUREVIĆ'S PROVISIONAL  
RELEASE**

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**The Office of the Prosecutor:**

Mr. Peter Kremer QC

**Counsel for the Defence:**

Mr. Zoran Živanović and Ms. Mira Tapušковиć for Mr. Vujadin Popović  
Mr. John Ostojčić and Mr. Theodor Scudder for Mr. Ljubiša Beara  
Ms. Jelena Nikolić and Mr. Stéphane Bourgon for Mr. Drago Nikolić  
Ms. Natacha Fauveau Ivanović and Mr. Nenad Petrušić for Mr. Radivoje Miletić  
Mr. Dragan Krgović and Mr. David Josse for Mr. Milan Gvero  
**Mr. Peter Haynes and Mr. Simon Davis for Mr. Vinko Pandurević**

**THE APPEALS 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 (“Appeals Chamber” and “Tribunal”, respectively);

**NOTING** the “Decision on Vinko Pandurević’s Urgent Motion for Provisional Release on Compassionate Grounds”, filed on 11 January 2012 (“Provisional Release Decision”), whereby the Appeals Chamber granted Vinko Pandurević (“Pandurević”) temporary provisional release and ordered him to return to the United Nations Detention Unit (“UNDU”) no later than 23 January 2012;<sup>1</sup>

**NOTING** that the Appeals Chamber has been informed by the Registrar of the Tribunal (“Registrar”) that Sarajevo Airport has been closed due to inclement weather since 22 January 2012 and, as a result, Pandurević’s return flight to The Netherlands scheduled for today has been cancelled;

**FURTHER NOTING** that, according to the Registrar, there is a strong likelihood that Sarajevo Airport will remain closed throughout 24 January 2012;

**CONSIDERING** that Pandurević’s provisional release should exceptionally be extended to take into account such a delay in a return of Pandurević to the UNDU;

**HEREBY ORDERS** *proprio motu* that Pandurević’s provisional release be exceptionally extended until flights resume;

**FURTHER EMPHASIZING** that all other conditions of the Provisional Release Decision shall remain in force.

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

  
\_\_\_\_\_  
Judge Patrick Robinson  
Presiding

Dated this twenty-third day of January 2012  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

<sup>1</sup> Provisional Release Decision, paras 19(3), 19(5)(j).