

**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: 16 January 2013  
Original: English

**IN THE APPEALS CHAMBER**

**Before: Judge Patrick Robinson, Pre-Appeal Judge**  
**Registrar: Mr. John Hocking**  
**Order of: 16 January 2013**

**PROSECUTOR**

v.

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

***PUBLIC***

**ORDER LIFTING CONFIDENTIAL AND *EX PARTE* STATUS  
OF DECISION ON MILAN GVERO'S MOTION TO RESCIND  
DECISION IN PART OR FOR AN EXTENSION OF TIME TO  
FILE VARIOUS BRIEFS**

**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 Ostojić 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

**I, Patrick Robinson**, Judge of 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), and Pre-Appeal Judge in the *Popović et al.* case;

**NOTING** the “Decision on Milan Gvero’s Motion to Rescind Decision in Part or for an Extension of Time to File Various Briefs” issued confidentially and *ex parte* by the Appeals Chamber on 13 December 2012 (“13 December 2012 Decision”), in which the Appeals Chamber granted Milan Gvero’s motion seeking to extend the time limits for filing of the relevant briefs, and dismissed, as being rendered moot, the remaining part of the motion with respect to the rescission in part of the “Decision on Request to Terminate Appellate Proceedings in Relation to Milan Gvero” which was issued confidentially and *ex parte* by the Appeals Chamber on 30 November 2012 (“30 November 2012 Decision”);<sup>1</sup>

**CONSIDERING** that the 13 December 2012 Decision was issued confidentially and *ex parte* in light of the confidential and *ex parte* status of the 30 November 2012 Decision at that time;

**CONSIDERING** that the public redacted version of the 30 November 2012 Decision was filed on 16 January 2013;<sup>2</sup>

**FINDING *proprio motu*** that no further reason exists for the contents of the 13 December 2012 Decision to remain confidential and *ex parte*;

**HEREBY INSTRUCTS** the Registry of the Tribunal to lift the confidential and *ex parte* status of the 13 December 2012 Decision.

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



---

Judge Patrick Robinson  
Pre-Appeal Judge

Dated this sixteenth day of January 2013,  
At The Hague,  
The Netherlands.

[Seal of the Tribunal]

---

<sup>1</sup> 13 December 2012 Decision, p. 3.

<sup>2</sup> See Public Redacted Version of 30 November 2012 Decision on Request to Terminate Appellate Proceedings in Relation to Milan Gvero, 16 January 2013.