



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-03-67-T
Date: 8 February 2011
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, Presiding
Judge Frederik Harhoff
Judge Flavia Lattanzi

Registrar: Mr John Hocking

Order of: 8 February 2011

THE PROSECUTOR

v.

VOJISLAV ŠEŠELJ

PUBLIC DOCUMENT

**DECISION ON ACCUSED'S ORAL REQUEST OF 18 JANUARY 2011 FOR
DISCLOSURE OF THIRD BELGRADE JUDGEMENT**

The Office of the Prosecutor

Mr Mathias Marcussen

The Accused

Mr Vojislav Šešelj

TRIAL CHAMBER III (“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”),

SEIZED of the oral request filed by Vojislav Šešelj (“Accused”) during the public hearing of 18 January 2011 for disclosure of the “third judgement” rendered by the War Crimes Chamber of the Belgrade District Court (“Request” and “Belgrade Court” respectively),¹

CONSIDERING that during the hearing, the Accused specified that this was the “third judgement” rendered after the “appeal judgement” (*sic*), yet failed to indicate which case before the Belgrade Court he was referring to,

CONSIDERING that the Prosecution did not raise any objection to this Request,

CONSIDERING that regardless of which case the Accused refers to,² the Chamber does not have in its possession any judgement rendered by the Belgrade Court on appeal or on retrial following an appeal,

CONSIDERING, in any case, that the Accused must address the Belgrade Court directly to obtain the said judgement as it originates from that Court,

FOR THE FOREGOING REASONS

PURSUANT TO Rule 54 of the Rules of Procedure and Evidence,

DENIES the Request.

¹ Hearing of 18 January 2011, transcript in French (“T(F)”), pp. 16588-16590.

² The Accused referred clearly to a case concerning crimes committed in Ovčara (*see* Hearing of 18 January 2011, T(F). p. 16590, lines 1-6). However, the Belgrade Court has dealt with at least three cases concerning this issue: Ovčara I (Case No. K.V. 2/2005 against Milan Bulić), Ovčara II (Case No. K.V. 4/2006 against Mirosljub Vujović et al.) and Ovčara III (Case No. K.V. 9/2008 against Damir Sireta).

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

/signed/
Jean-Claude Antonetti
Presiding Judge

Done this eighth day of February 2011
At The Hague
The Netherlands

[Seal of the Tribunal]