



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-03-69-T
Date: 29 April 2008
Original: English

IN TRIAL CHAMBER III

Before: Judge Patrick Robinson, Presiding
Judge Pedro David
Judge Michèle Picard

Registrar: Mr. Hans Holthuis

Order of: 29 April 2008

PROSECUTOR

v.

**JOVICA STANIŠIĆ
AND
FRANKO SIMATOVIĆ**

PUBLIC

**ORDER ON THE MONITORING OF AND REPORTING
ON THE HEALTH OF THE ACCUSED STANIŠIĆ**

The Office of the Prosecutor

Mr. Dermot Groome
Ms. Doris Brehmeier-Metz
Mr. Gregory Townsend
Mr. John Docherty

Counsel for the Accused

Mr. Geert-Jan Alexander Knoops and Mr. Wayne Jordash for Jovica Stanišić
Mr. Zoran Jovanović and Mr. Vladimir Domazet for Franko Simatović

TRIAL CHAMBER III (“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”);

NOTING that, after having heard Dr. Falke, Medical Officer of the United Nations Detention Unit, on Monday, 28 April 2008, in order to allow the Trial Chamber and the Parties to question him in relation to the various reports submitted to the Trial Chamber relating to the health of the Accused Stanišić and his inability for medical reasons to attend the court proceedings in this matter, the Trial Chamber reiterated that the trial would proceed with the video conference link;¹

NOTING however, that the Trial Chamber is sensitive to the evidence of Dr. Falke that the video conference link could harm the health of the Accused Stanišić;²

FOR THE FOREGOING REASONS, and subject to review and modification if need be,

INSTRUCTS the Registrar to set in place the following regime for the monitoring of and reporting on the health of the Accused:

(1) in relation to the Accused Stanišić’s participation in the proceedings through the video conference link:

(a) the Accused Stanišić will be examined and monitored by a nurse at the beginning of each hearing; at the end of each one-hour session; and at the end of the hearing; and

(b) on any other occasion when the Accused Stanišić is ill, he is to be examined; and

(2) daily reports to be submitted to the Trial Chamber.

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



Judge Patrick Robinson
Presiding Judge

Dated this twenty-ninth day of April 2008
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ 28 April 2008, T. 975; *see* also Decision on Future Course of Proceedings, 9 April 2008.

² *See* 28 April 2008, T. 975.