

IT-01-42-A
A 1751-A 1750
15 September 2006

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THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

Case No. IT-01-42-A

IN THE APPEALS CHAMBER

Before: Judge Fausto Pocar, Presiding
Judge Mehmet Güney
Judge Andréia Vaz
Judge Theodor Meron
Judge Wolfgang Schomburg

Registrar: Mr. Hans Holthuis

Date Filed: 15 September 2006

THE PROSECUTOR

v.

PAVLE STRUGAR

WITHDRAWAL OF PROSECUTION'S APPEAL AGAINST THE JUDGEMENT
OF TRIAL CHAMBER II DATED 31 JANUARY 2005

The Office of the Prosecutor:

Ms. Carla Del Ponte
Ms. Helen Brady

Counsel for Defence

Mr. Goran Rodić
Mr. Vladimir Petrović

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1. The Prosecution hereby notifies the Appeals Chamber and the respondent Pavle Strugar of the withdrawal of its appeal against the Judgement of Trial Chamber II dated 31 January 2005.¹ The Prosecution's appeal is contained in the Notice of Appeal dated 2 March 2005² and the Prosecution's Appellant's Brief dated 17 May 2005.³
2. On the basis that Pavle Strugar has withdrawn his appeal against the Judgement, the Prosecution hereby withdraws its own appeal in this case. This withdrawal is based on the exceptional humanitarian circumstances pertaining to Pavle Strugar, in particular his advanced age, poor state of health and general condition.

Word count: 102 words


Carla Del Ponte
Prosecutor



Dated this 15th day of September 2006
At The Hague, The Netherlands

¹ RP D 5836 to D 5606.

² RP A 49 to A 45.

³ RP A 158 to A 70.