



INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA
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Case No. IT-95-8-T
Prosecutor v. Damir Dosen

Case No. IT-01-42-I
Prosecutor v. Pavle Strugar

DECISION

THE REGISTRAR,

CONSIDERING the Statute of the Tribunal as adopted by the Security Council under Resolution 827 (1993), and in particular Article 21 thereof;

CONSIDERING the Rules of Procedure and Evidence as adopted by the Tribunal on 11 February 1994, as subsequently amended, and in particular Rules 44 and 45 thereof;

CONSIDERING the Directive on Assignment of Defence Counsel (hereinafter "the Directive"), as subsequently amended, and in particular Articles 6, 8, 10, 11 (B) 19 (A) (i) and 20 (A);

CONSIDERING that Mr. Pavle Strugar (hereinafter "the accused"), in his declaration of means, filed with the Registry on 6 November 2001, requested to have Mr. Goran Rodić assigned as his defense counsel;

CONSIDERING that Mr. Rodić is currently assigned as co-counsel to Mr. Damir Dosen;

CONSIDERING that Mr. Rodić has requested, in a letter to the Registry dated 25 October 2001, to be withdrawn as co-counsel for Mr. Dosen;

CONSIDERING that Mr. Vladimir Petrović, assigned counsel to Mr. Dosen, and Mr. Dosen agreed to the withdrawal of Mr. Rodić, in two letters to the Registry dated 23 October 2001;

CONSIDERING FURTHER that Mr. Petrović has declared in his letter that the withdrawal of Mr. Rodić will not be prejudicial to the defense of Mr. Dosen and that he will continue to represent him until the conclusion of the case;

CONSIDERING that in the interest of justice, the Registry may withdraw the assignment of a co-counsel at the request of the accused or his co-counsel;

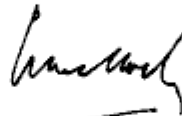
CONSIDERING that there appears to be no potential conflict of interest arising from an assignment of Mr. Rodić as counsel to the accused Mr. Pavle Strugar;

CONSIDERING HOWEVER that Mr. Strugar filed a declaration of means dated 6 November 2001 and that on the basis of Article 10 of the Directive, the Registrar may inquire into his means, request the gathering of any information or the production of any documents to verify the request for the purpose of establishing whether the accused satisfies the requisite conditions for assignment of counsel;

CONSIDERING that the right of Mr. Strugar to counsel should not be affected while the Registrar is in the process of examining the information referred to in Articles 7 and 9 of the Directive;

CONSIDERING that Mr. Rodić meets the requirement for assignment as set forth of Article 14 of the Directive;

DECIDES to withdraw the assignment of Mr. Goran Rodić as co-counsel to Mr. Damir Dosen and to assign him as counsel to Mr. Pavle Strugar as of 25 October 2001 for a period of time of 120 days.



Bruno Cathala
Deputy Registrar

Dated this twelfth day of November 2001
At The Hague
The Netherlands