



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-05-88/1-PT
Date: 21 August 2007
Original: English

THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL

Before: Judge Fausto Pocar, President
Registrar: Mr. Hans Holthuis
Order of: 21 August 2007

PROSECUTOR

v.

MILORAD TRBIĆ

PUBLIC

DECISION ON "REQUETE URGENTE EN EXECUTION"

The Office of the Prosecutor:

Ms. Carla Del Ponte
Mr. Peter McCloskey

Counsel for Mr. Milorad Trbić:

Mr. Stéphane Piletta-Zanin

1. I, Fausto Pocar, President 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 (“International Tribunal”), am seized of the “Requête urgente en exécution” filed on 31 July 2007 (“Motion”) by Counsel for Milorad Trbić, Mr. Stéphane Piletta-Zanin.

2. Mr. Piletta-Zanin’s principal complaint is that he has not been remunerated for his work as lead counsel for Milorad Trbić since January of 2007.¹ He specifically claims that with the submission of his third progress report to the Office of Legal Aid and Detention (“OLAD”) on 26 June 2007, he has complied with all reporting requirements and is, as such, entitled to receive funds which were previously suspended on this basis.²

3. Mr. Piletta-Zanin notes that on 18 July 2007, he received confirmation from OLAD that his third progress report had been accepted and that payment would be authorised.³ Nonetheless, Mr. Piletta-Zanin asserts that he has not received any funds or any indication as to when he will be remunerated.⁴

4. The Registry has confirmed that on 18 July 2007, it was finally in a position to verify that Mr. Piletta-Zanin had performed the work for which he has claimed remuneration. It informed him of this on that day.⁵ Mr. Piletta-Zanin’s invoices were subsequently checked and authorized, however, they may only be sent to the Finance Section from the first until the fifteenth of any given month. As a result, Mr. Piletta-Zanin’s invoices were sent to the Finance Section on 2 August 2007, and the Registry has undertaken to inform him of this.⁶

5. There is no legal basis for the Motion. No decision has been taken by the Registry from which review is sought as Mr. Piletta-Zanin’s principal contention concerns a perceived delay in the execution of a Registry decision. The matter is being dealt with by OLAD.

6. In light of the foregoing, I have no competence to deal with the Motion.

¹ Motion, p. 2.

² *Ibid.*, pp. 3-4.


³ *Ibid.*, p. 4.

⁴ *Ibid.*, p. 5.

⁵ See Letter from Ms. Anna Osure, Deputy Head of OLAD to Mr. Stéphane Piletta-Zanin, dated 18 July 2007, filed 31 July 2007.

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

Done this 21st day of August 2007,
At The Hague,
The Netherlands.



Judge Fausto Pocar
President

[Seal of the International Tribunal]

⁶ OLAD, email correspondence of 2 August 2007.