

INTERNATIONAL CRIMINAL TRIBUNAL
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SFIT-08-91-PT
0192-0171
14 OCTOBER 2008

Case No. IT-08-91-PT
Prosecutor v. Stojan Župljanin

PUBLIC**DECISION****THE DEPUTY REGISTRAR,**

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

NOTING the Rules of Procedure and Evidence as adopted by the Tribunal on 11 February 1994, as subsequently amended (“Rules”), and in particular Rules 44 and 45 thereof;

NOTING the Directive on Assignment of Defence Counsel as adopted by the Tribunal on 28 July 1994, as subsequently amended (“Directive”), and in particular Articles 14(A) and 16(D) thereof;

NOTING the Code of Professional Conduct for Counsel Appearing Before the International Tribunal (IT/125 REV.2);

CONSIDERING that Mr. Stojan Župljanin (“Accused”) was transferred to the seat of the Tribunal on 21 June 2008, his first initial appearance took place on 23 June 2008, and his further initial appearance took place on 21 July 2008;

CONSIDERING that on 23 June 2008, in order to protect the Accused’s rights under the Statute, Rules and Directive, the Deputy Registrar assigned Mr. Tomislav Višnić, attorney at law from Serbia, as his duty counsel pursuant to Rule 62(B) of the Rules, for the purposes of his initial appearance and for other such matters as necessary until replacement counsel is assigned;

CONSIDERING that the Accused has applied for Tribunal legal aid pursuant to Article 8 of the Directive on the basis that he does not have means to remunerate counsel;

CONSIDERING that the Registry has not yet determined whether or to what extent the Accused is able to remunerate counsel;

CONSIDERING that on 18 July 2008, to ensure that the Accused's right to counsel is protected while the Registry determines whether he is able to remunerate counsel, and upon the Accused's request, the Deputy Registrar assigned Mr. Višnić as temporary counsel to the Accused for a period of 120 days pursuant to Article 11(B) of the Directive;

CONSIDERING that on 20 August 2008, Mr. Višnić requested the assignment of Mr. Igor Pantelić, attorney at law from Serbia, as his co-counsel;

CONSIDERING that Mr. Pantelić is on the Tribunal's list of counsel eligible for assignment to indigent suspects and accused, and has indicated his willingness to be assigned as co-counsel in the Accused's case;

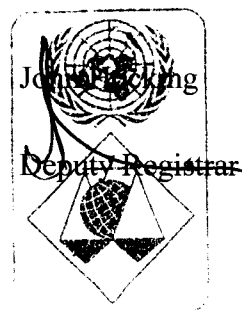
CONSIDERING that Mr. Pantelić previously represented Mr. Blagoje Simić, Case No. IT-95-9, before the Tribunal;

CONSIDERING that the proceedings against Mr. Simić are finalised, and Mr. Simić is currently serving his sentence;

CONSIDERING that the Registrar is satisfied that there is no potential or actual conflict of interest, and that the assignment of Mr. Pantelić to the Accused does not otherwise prejudice the defence of the Accused, or the integrity of the proceedings;

CONSIDERING that the Registrar is of the view that in the Accused's case it is in the interests of justice to assign a co-counsel;

HEREBY DECIDES to assign Mr. Pantelić as co-counsel to Mr. Višnić effective as of the date of this decision.



Dated this 14th day of October 2008

At The Hague,
The Netherlands.