

THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

CASE No. IT-95-5/18-T

IN TRIAL CHAMBER No. 3

Before: Judge O-Gon Kwon, Presiding
Judge Howard Morrison
Judge Melville Baird
Judge Flavia Lattanzi, Reserve Judge

Registrar: Mr. John Hocking

Date: 11 February 2013

THE PROSECUTOR

v.

RADOVAN KARADZIC

Public

MOTION FOR SAFE CONDUCT ORDER:
WITNESS BOZIDAR VUCUREVIC

The Office of the Prosecutor:
Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Accused:
Radovan Karadzic

1. Dr. Radovan Karadzic respectfully moves for an order, pursuant to Rule 54, providing that defence witness Bozidar Vucurevic shall not be arrested, detained, prosecuted, or subjected to any other restriction, whether physical or legal, of their personal liberty in respect of any acts or convictions prior to his departure from his home country, while in transit to and from The Netherlands and while in The Netherlands.

2. Bozidar Vucurevic was a member of the Main Board of the SDS and President of the Crisis Staff of Trebinje Municipality. His testimony is important to Dr. Karadzic's case because he can testify that the policy of the SDS was never to expel Muslims or Croats from Serbian-held territories, to his numerous contacts with Dr. Karadzic, and to the situation in Trebinje, where a Crisis Staff led by SDS members took no steps to expel Muslims.¹

3. Mr. Vucurevic was indicted in by the government of Croatia and the indictment remains pending against him at this time.²

4. This Trial Chamber has noted that "safe conduct orders are a common device in international law and in the practice of this Tribunal" to secure the attendance of witnesses from beyond the Tribunal's jurisdiction.³ It has further noted Trial Chambers have the power to issue orders for safe conduct pursuant to Rule 54 and that States have an obligation to comply with them under Article 29 of the Tribunal's Statute.⁴

5. Because an order for safe conduct is necessary to secure the attendance of Mr. Vucurevic, and because his testimony is relevant and of probative value to this case, the Trial Chamber is respectfully requested to grant the order of safe conduct for Bozidar Vucurevic.

6. Mr. Vuçurevic is presently scheduled to testify on 25 March 2013 and resides in Bosnia.

¹ His statement can be found at 65 ter #1D07083.

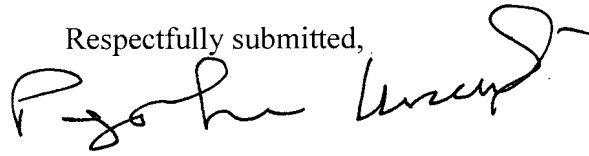
² See http://www.b92.net/eng/news/crimes-article.php?yyyy=2011&mm=09&dd=11&nav_id=76334.

³ *Decision on the Prosecution's Motion for Safe Conduct for Witness Momcilo Mandic* (16 June 2010) at para. 8

⁴ *Decision on the Prosecution's Motion for Safe Conduct for Witness Momcilo Mandic* (16 June 2010) at para. 4

Word count: 421

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Radovan Karadzic', written in a cursive style.

Radovan Karadzic