



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-95-5/18-T

Date: 13 January 2015

Original: English

IN THE TRIAL CHAMBER

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

Registrar: Mr. John Hocking

Decision of: 13 January 2015

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

**DECISION ON THE ACCUSED'S REQUEST FOR PUBLIC REDACTED DECISION RELATING
TO WITNESS KDZ310**

Office of the Prosecutor

Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Accused

Mr. Radovan Karadžić

THIS TRIAL CHAMBER 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 (“Tribunal”);

BEING SEISED of the Accused’s “Request for Public Redacted Decision Relating to Witness KDZ310”, filed confidentially on 10 December 2014 (“Request”) wherein the Accused requests that the Chamber issue a public redacted version of a decision relating to witness KDZ310, dated 30 September 2010 (“Decision”);¹

NOTING the Accused’s submission that except for the name of witness KDZ310, there is no other information in the Decision which might lead to that witness being identified;²

NOTING the Accused’s submission that the Decision forms an important part of the Tribunal’s jurisprudence because it is one of the few instances where the issue of whether an accused person is entitled to the contact details of a witness against him has been adjudicated and further that the parties may wish to cite to the Decision during the appeals phase of these proceedings;³

NOTING further the Accused’s additional request that the Request be reclassified as public, should it be granted;⁴

NOTING the “Prosecution Response to Request for Public Redacted Decision Relating to Witness KDZ310”, filed confidentially on 22 December 2014 (“Response”), wherein the Office of the Prosecutor (“Prosecution”) indicates that it does not oppose the Request;⁵

CONSIDERING that save for those instances where the name of witness KDZ310 appears, the Decision may not lead to his identification and that redacting his name does not render the Decision incomprehensible;

CONSIDERING further that it is in the interests of justice and of a public trial that the Decision be made public;

PURSUANT TO Rules 54 of the Tribunal’s Rules of Procedure and Evidence,

¹ Request, paras. 1, 5.

² Request, para. 2.

³ Request, paras. 3–4.

⁴ Request, para. 5, footnote 1.

⁵ Response, para. 1.

HEREBY GRANTS the Request

DECIDES that a public redacted version of the Decision shall be filed;

ORDERS the Registry to reclassify the Request as public, and

REQUESTS the Prosecution to file a public redacted version of the Response as soon as practicable.

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



Judge O-Gon Kwon
Presiding

Dated this thirteenth day of January 2015
At The Hague
The Netherlands

[Seal of the Tribunal]