



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-95-14 &
14/2-R77-A
Date: 24 April 2007
Original: English

IN THE APPEALS CHAMBER

Before: Judge Fausto Pocar, Presiding
Judge Mehmet Güney
Judge Andréia Vaz
Judge Theodor Meron
Judge Wolfgang Schomburg

Registrar: Mr. Hans Holthuis

Order of: 24 April 2007

PROSECUTOR

v.

Josip JOVIĆ

ORDER PURSUANT TO RULE 77 *bis*

The Office of the Prosecutor:

Mr. Peter M. Kremer, QC

Counsel for the Appellant:

Mr. Krešimir Krsnik

THE APPEALS 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 (“Appeals Chamber” and “International Tribunal”, respectively),

RECALLING the Judgement of 15 March 2007 (“Appeal Judgement”), wherein the Appeals Chamber affirmed the Trial Chamber’s imposition of a fine on Josip Jović

of twenty thousand (20,000) Euros, payable to the Registrar of the International Tribunal within thirty days of the date of this Judgement;¹

but allowed

proprio motu, for the Appellant, if he so wishes, to pay the fine in equal instalments of five thousand (5,000) Euros each by 30 March 2007, 29 June 2007, 28 September 2007 and 28 December 2007;²

NOTING that Jović did not pay the first instalment by 30 March 2007;

NOTING that on 2 April 2007, Jović sent a written message to the Registry of the International Tribunal, explaining that there was a slight delay in his payment of the first instalment because he had financial problems and he received a copy of the sentence with a delay, but that he believed he would be able to pay the fine within the week in its entirety;

CONSIDERING that where a fine imposed under Rule 77 of the Rules of Procedure and Evidence of the International Tribunal (“Rules”) is not paid within the time specified, it is within the discretion of the Appeals Chambers to decide whether further measures are to be taken pursuant to Rule 77bis(B), (C) and (D) of the Rules;

CONSIDERING that on 17 April 2007, Jović paid the entire fine imposed against him of 20,000 Euros;

FINDING that, in light of the circumstances in which Jović failed to pay the first instalment by 30 March 2007 and that the fine has now been paid in full, no further measures are necessary pursuant to Rule 77bis(C) and (D) of the Rules;

PURSUANT TO Rules 54, 77bis and 107 of the Rules,

¹ Appeal Judgement, para. 45.

² *Id.*

HEREBY DECLARES that

the Appeals Chamber will not impose any of the measures provided for in Rule 77bis(C) and (D) of the Rules.

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

Dated this 24th day of April 2007,

at The Hague,

The Netherlands.



Judge Fausto Pocar
Presiding Judge

[Seal of the International Tribunal]