

IN THE APPEALS CHAMBER

Before:

Judge Theodor Meron, Presiding
Judge Fausto Pocar
Judge Mohamed Shahabuddeen
Judge Mehmet Güney
Judge Inés Mónica Weinberg de Roca

Registrar:

Mr. Hans Holthuis

Order of:

24 May 2005

PROSECUTOR

v.

DRAGAN NIKOLIC

CORRIGENDUM TO JUDGEMENT ON SENTENCING APPEAL

Counsel for the Prosecution:

Mr. Mark McKeon
Ms. Stefan Wirth

Counsel for the Appellant:

Mr. Howard Morrison QC
Ms. Tanja Radosavljevic

I, THEODOR MERON, Presiding Judge in this case,

CONSIDERING the Judgement on Sentencing Appeal rendered by the Appeals Chamber on 4 February 2005, Case No.: IT-94-2-A;

NOTING that paragraph 37, lines 5-7, of the Judgement on Sentencing Appeal currently reads:

"...and asserts that the description of the acts surrounding the crime does not support the finding of the Appeal Chamber that he intended to kill the victims."

but should read as follows:

"...and asserts that the description of the acts surrounding the crime does not support the finding of the Trial Chamber that he intended to kill the victims."

NOTING that footnote 92 at paragraph 41, of the Judgement on Sentencing Appeal currently reads:

"Sentencing Judgment, para. 178."

but should read as follows:

"Appellant's Brief, para. 138."

NOTING that references to three judgements made in abbreviated form at footnotes 85 and 104 of the Judgement on Sentencing Appeal, were not cited either in abbreviated form or in full in the Glossary of Terms at pages 54, and 55;

NOTING that the Glossary of Terms at pages 54 and 55 of the Judgement on Sentencing Appeal shall be amended to include the following references:

DERONJIC

Prosecutor v. Miroslav Deronjic, Case No. IT-02-61-S, Sentencing Judgment, 30 March 2004

("Deronjic Sentencing Judgment"),

Kunarac, Kovac and Vukovic

Prosecutor v. Dragoljub Kunarac, Radomir Kovac and Zoran Vukovic, Case No. IT-96-23 & IT-96-23/1-T, Judgment, 22 February 2001 ("*Kunarac et al.* Trial Judgment"),

Prosecutor v. Dragoljub Kunarac, Radomir Kovac and Zoran Vukovic, Case No. IT-96-23 & IT-96-23/1-A, Judgment, 12 June 2002 ("*Kunarac et al.* Appeal Judgment"),

ON THE BASIS OF THE FOREGOING,

HEREBY ORDER with the consent of the Bench that the Judgement on Sentencing Appeal shall be amended to read as set out above.

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

Dated this twenty fourth day of May 2005,
At The Hague,
The Netherlands.

Judge Theodor Meron,
Presiding

[Seal of the International Tribunal]