

IT-09-92-T
D40387-D40382
24 May 2012

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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-09-92-T
IT-98-33
Date: 24 May 2012
Original: English

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding
Judge Bakone Justice Moloto
Judge Christoph Flügge
Registrar: Mr John Hocking
Decision of: 24 May 2012

PROSECUTOR

v.

RATKO MLADIĆ

PUBLIC

**ADDENDUM TO DECISION ON DEFENCE REQUEST FOR
ACCESS TO CONFIDENTIAL MATERIALS FROM THE
KRSTIĆ CASE**

The Prosecutor v. Radislav Krstić (IT-98-33)

Office of the Prosecutor
Mr. Serge Brammertz

Counsel for Radislav Krstić
Mr. Nenad Petrušić
Mr. Norman Sepenuk

The Prosecutor v. Ratko Mladić (IT-09-92-T)

Office of the Prosecutor
Mr. Dermot Groome
Mr. Peter McCloskey

Counsel for Ratko Mladić
Mr. Branko Lukić
Mr. Miodrag Stojanović

TRIAL CHAMBER I 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 (“Chamber”);

NOTING that the Chamber issued its Decision on Defence Request for Access to Confidential Materials from the *Krstić* Case on 21 March 2012 (“*Krstić* Access Decision”);

NOTING that the Prosecution Notice of Materials in *Krstić* to Which the Accused Mladić Cannot Have Access, filed *ex parte* and confidentially on 27 April 2012, expanded one category and introduced five additional categories of *inter partes* confidential materials from the *Krstić* case to which the Accused Mladić could not have access (“Broadened Exclusion”);¹

CONSIDERING that during the 3 May 2012 Pre-Trial conference the Chamber directed the Mladić Defence to inform the Chamber of its position in relation to the Broadened Exclusion;²


CONSIDERING that on 10 May 2012, the Mladić Defence informed the Chamber through an informal communication that it did not object to the Broadened Exclusion;

FOR THE FOREGOING REASONS

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

HEREBY ORDERS that material related to the Broadened Exclusion be omitted from the access granted to the Mladić Defence in the *Krstić* Access Decision:

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



Judge Alphons Orie
Presiding Judge

Dated this twenty-fourth day of May 2012
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ T. 368. (“Witness scheduling, witness appearance, witness attendance, execution of arrest warrant, and non-accessible Registry documents”.)

² T. 368-370.