

Before: Judge Alphons Orié, Presiding
Judge Michèle Picard
Judge Elisabeth Gwaunza

IT-03-69-T
D21883-D21876
18 May 2010

Registrar: Mr. John Hocking

Public Order

The Prosecutor
v.
Jovica Stanišić
and
Franko Simatović

Order to Redact the Public Broadcast of a Hearing

The Trial Chamber

(At the request of the Prosecutor / Defence and with the agreement of the parties)

ORDERS that the following highlighted portion of the hearing dated 13 may 2010 be edited from the public broadcast of this hearing.

21 14:26:41 structure of the service. Were you aware of these conclusions at or
 22 14:26:42 thereabouts when they were reached?
 23 14:26:42 A. No, I'm not.
 24 14:26:42 Q. Are you in any way familiar with this document?
 25 14:26:42 MR. JORDASH: Please could we scroll the B/C/S and the English so
 4 14:26:45 we can see the first page so the witness can read what is contained
 2 14:26:49 therein
 3 14:27:21 Q. So, witness, can I ask you if you don't know anything about this
 4 14:27:27 document, then you don't know. Do you know about the involvement with
 5 14:27:34 the Federal Secretariat of the Interior with the setting up of the MUP of
 6 14:27:47 of the Serbian Krajina?
 7 14:27:47 A. Well, it's been quite awhile since then so I really can't recall.
 8 14:27:51 I could not really explain the details, but I'm not aware of these
 9 14:27:58 matters. Perhaps there were -- there was co-operation in the organising
 10 14:28:04 of the public security service, but as for the state security service,
 11 14:28:08 I'm not familiar that there was any such thing.
 12 14:28:12 Q. So you are familiar with the co-operation, in fact more than
 13 14:28:19 co-operation, I suggest, deep involvement of the Federal SUP in the
 14 14:28:56 setting up of the Serbian Krajinas Ministry of the Interior as per this
 15 14:28:57 document and as per the conclusions it refers to?
 16 14:28:57 A. Perhaps I should give a broader explanation here. I don't know
 17 14:29:24 how familiar you are with all this but I've to reiterate, as for the work
 18 14:29:24 of the state security service, I think it wasn't frequent. As for public
 19 14:29:24 security service, I'm not really competent to speak about that. And I
 20 14:29:33 would like to add something I clearly remember that when we prepared a
 21 14:29:33 letter or communication to be sent to other republic, we would always
 22 14:29:33 indicate that the recipients are six republics and two anonymous provouns,
 23 14:29:41 at least when I worked in the service that was the format I used. And I
 24 14:30:14 security service. As for the public security service, I wouldn't know
 25 14:30:15 about that.
 5 14:30:15 JUDGE ORIE: Just for me to understand your question, you talked
 2 14:30:16 in your last question go deep involvement. I I have not had an
 3 14:30:16 opportunities to read the whole of the document but it looks at if the

Post-session
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Post-Session redacted by Bunny

LiveNote SR - (13/05/2010 13/05/2010)

8 14:48:37 the Republic of Serbia. I'm not aware of this material. I'll not
 9 14:48:38 familiar with this I really don't know why your showing me I really have
 10 14:49:04 no knowledge whatsoever about this material. All of these officials were
 11 14:49:05 from the Republic of Serbia, there was no one from my anyone military.
 12 14:49:05 Q. Let me ask you, if we go back to the first page of the English
 13 14:49:05 version and I want to just consider this question, if I read from the
 14 14:49:06 English version the last three lines of the second paragraph it says
 15 14:49:09 in reference to creating a defence system of the Krajina, and in
 16 14:49:18 reference to the meeting involving Milosevic, prime minister Bozovic,
 17 14:49:25 Hadzic, and is so on, and I quote:
 18 14:49:29 "It was anticipated that the planning of funds for army and
 19 14:49:48 police needs should begin immediately as was done in 1992 via the RSK
 20 14:49:48 Ministry of Defence and the Ministry of Defence of the Republic of
 21 14:49:48 Serbia."
 22 14:49:49 So my question is, were you aware of the planning of the funds
 23 14:50:11 for the police through the Ministry of Defence of the Republic of
 24 14:50:11 Serbia in 1992?
 25 14:50:11 A. I think that you are confusing things. You are confusing the
 13 14:50:15 interior and the Ministry of Defence. I have nothing whatsoever with the
 21 14:50:21 Ministry of Defence of Serbia. Please, I mean, we can discuss things, we
 31 14:50:25 can talk about things, but I don't know about this.
 4 14:50:28 Q. Well, I was focusing more in terms of the police and what you
 5 14:50:33 might have known about the funding for the police of the?
 6 14:50:41 A. There is no mention of the police here.
 7 14:50:43 Q. It was accepted that the planning of funds for army and police
 8 14:50:47 needs should begin immediately as was done in 1992 via the RSK Ministry
 9 14:50:57 of Defence and Ministry of Defence of the Republic of Serbia. If you
 10 14:50:59 don't know how the police were funded, then just say you don't know and
 11 14:51:03 we'll move on?
 12 14:51:10 A. I don't know. I don't know.
 13 14:51:13 MR. JORDASH: Please, could I tender this exhibit, Your Honours.
 14 14:51:19 MR. HOFFMANN: No objection, Your Honours.
 15 14:51:19 JUDGE ORIE: Madam Registrar.

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*Past
Session
redacted
by Boney*

The screenshot shows a transcript window titled "LiveNote SR - [13/05/2010 13/05/2010]". The transcript contains the following text:

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11 14:51:03 we'll move on?
12 14:51:10 A. I don't know. I don't know
13 14:51:13 MR. JORDASH: Please, could I tender this exhibit, Your Honours.
14 14:51:19 MR. HOFFMANN: No objection, Your Honours.
15 14:51:19 JUDGE ORIE: Madam Registrar.
16 14:51:21 THE REGISTRAR: It this will be Exhibit D57, Your Honours.
17 14:51:26 JUDGE ORIE: And is admitted into evidence.
18 14:51:28 MR. JORDASH:
19 14:51:43 Q. Let me turn then to your specific evidence which I hope you will
20 14:51:43 be able to answer some questions on. Do you accept, Mr. Witness, that by
21 14:51:45 the time the federal MUP building was taken over in Belgrade, the former
22 14:51:54 Yugoslavia as a federal state was no longer in existence?
23 14:52:03 A. The Federal Republic of Yugoslavia, that's what existed, not the
24 14:52:19 SFRY. The FRY existed then and went on for quite awhile.
25 14:52:23 Q. The Federal Republic of Yugoslavia existed in November of 1992;
14 14:52:32 is that what you are stating?
2 14:52:33 A. Yes.
3 14:52:36 Q. And what did it consist of at that point?
4 14:52:39 A. That's October. The Republic of Serbia and the Republic of
5 14:52:49 Montenegro.
6 14:52:49 Q. And the Republic of Serbia and the Republic of Montenegro were
7 14:52:54 co-operating and working together in that federal republic; is that
8 14:53:01 correct?
9 14:53:01 A. Yes, yes. Some people from Montenegro came and worked in the
10 14:53:16 federal organs still.
11 14:53:19 Q. The federal MUP as had existed before the new federal arrangement
12 14:53:29 no longer existed, did it? Let me simplify that. The federal MUP as
13 14:53:37 existed before the outbreak of war co-ordinated various republics and
14 14:54:04 regions which no longer needed to be co-ordinated, the federal state now
15 14:54:05 existing of only Serbia and Montenegro. Is that correct?
16 14:54:05 A. The federal MUP did exist. Of course, they no longer had
17 14:54:18 authority over the republics that had stepped out of the SFRY. We
18 14:54:23 co-ordinated work in Serbia Montenegro. Of course, there were less

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The section from line 14 to line 18 is highlighted in black in the original image.

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[Signature]
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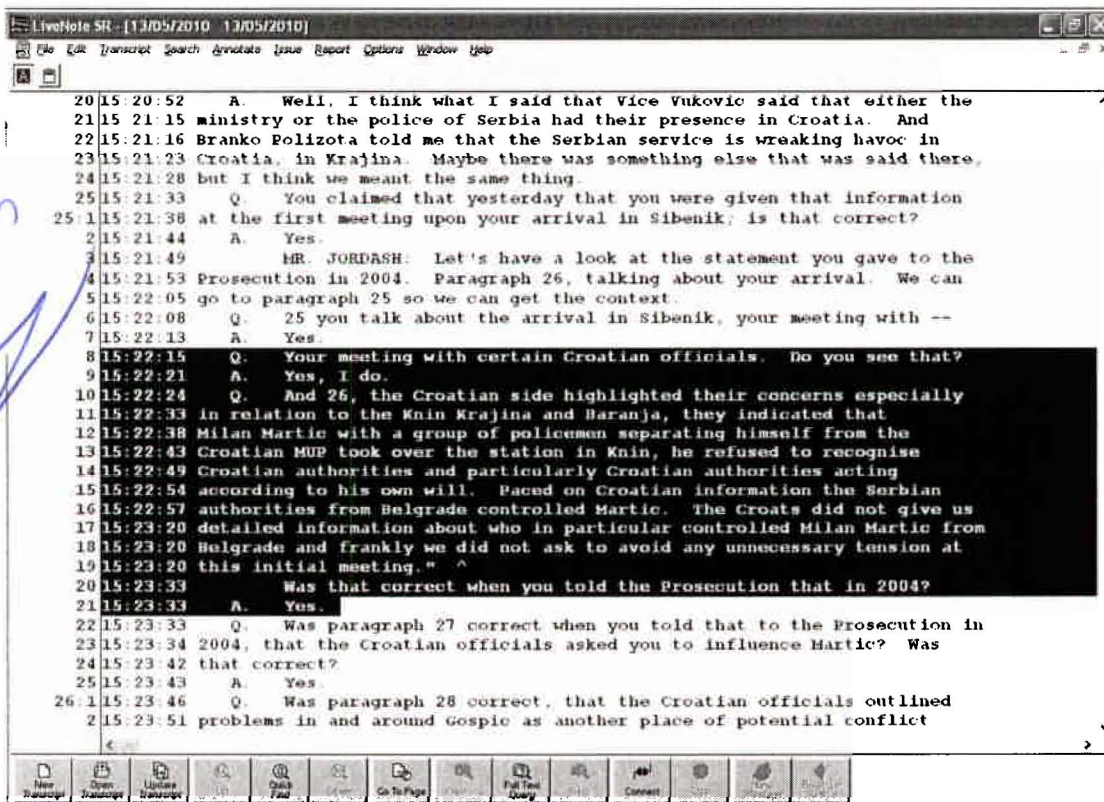


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Post-Session Redacted by Pat Barry

LiveNote SR - [13/05/2010 13/05/2010]

File Edit Transcript Search Annotate Issue Report Options Window Help

12 16:14:48 the police had emblems with Martić or Martićević written on them which
13 16:15:17 was only later replaced with emblems of Milicija SAO Krajine, did you
14 16:15:17 tell the Prosecution that and was it correct?
15 16:15:17 A. Yes.
16 16:15:17 MR. JORDASH: Can I ask for paragraph 39 to be brought up on the
17 16:15:25 screen. And in the English 2 and is it correct from looking at the last
18 16:15:34 three lines referring to the barricades, these barricades were manned by
19 16:16:05 Martićević together with some local Serbs from the village, Martićević
20 16:16:06 were dressed in regular blue police uniforms, are those two sentences
21 16:16:06 correct? Did you tell that to the Prosecution?
22 16:16:06 A. Let me just find that spot, I apologise. The 39th paragraph?
23 16:16:10 What line is it in?
24 16:16:12 Q. Sorry, the last --
25 16:16:13 A. The last portion? Yes, I see it. Yes.
33 16:16:26 Q. So at the time you gave your statement in 2004, the problems you
2 16:16:33 identified in Knin involved one, Martin and Habić and the creation of
3 16:16:40 barricades with local Serbs, and secondly, the Knindžas with Captain
4 16:16:47 Dragan, do you accept that?
5 16:16:54 A. Yes.
6 16:16:55 MR. JORDASH: Can we go to paragraph 32, please which reads we
7 16:17:15 were supposed to monitor the peace agreement so we went to the field on
8 16:17:19 visited the crisis areas, I I recall that the situation in the field was
9 16:17:23 completely different than it was described in Belgrade during the
10 16:17:27 briefing with Petar Gračanin. He told us that we would be welcomed by
11 16:17:41 the Croatian authorities and Serbs in Croatia in order to help both sides
12 16:18:04 we realised that nobody really wanted us there and that both sides looked
13 16:18:05 at us suspiciously, often seeing us as spies for the other side." Is
14 16:18:05 that correct?
15 16:18:05 A. Yes.
16 16:18:05 Q. Paragraph 33.
17 16:18:05 MR. JORDASH: Please could we go into private session for this.
18 16:18:08 JUDGE ORIE: We move into private session.
19 16:18:11 [Private session].

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Post-Session redacted
Kut Sammy

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- 7 18:06:58 JUDGE ORIE: Mr. Hoffmann
- 8 18:06:59 MR. HOFFMANN: I'm just a bit concerned about the mentioning of
- 9 18:07:01 the personal weekend cottage. If that could be redacted.
- 10 18:07:11 [Trial Chamber and Registrar confer]
- 11 18:07:19 JUDGE ORIE: Please proceed, Mr. Petrovic.
- 12 18:07:21 MR. PETROVIC: [Interpretation] Thank you, Your Honour.
- 13 18:07:24 Q. So during your stay in Belgrade while you were in your office at
- 14 18:07:31 the state security, you did not hear what all of Belgrade and all of
- 15 18:07:39 Serbia were talking about at the time, the killing of Hajle, you did not
- 16 18:07:44 hear about that?
- 17 18:07:45 A. Well, I did not, and if I have to state the reason, I can.
- 18 18:07:51 Because at that time there were is so many killings of this kind that --
- 19 18:07:56 Q. Tell us, please, where was it that you heard about Badza's Group?
- 20 18:08:04 A. In Bell Manastir.
- 21 18:08:06 Q. Can you tell us who told you about Badza gaes group?
- 22 18:08:17 A. Mate Tenjajic.
- 23 18:08:19 Q. Where did you hear about the White Eagles?
- 24 18:08:23 A. I heard it from villagers in Zmijevo ^ and places like that?
- 25 18:08:54 Q. Did you tell us where you heard about the Serb guard?
- 68 18:08:54 A. I really cannot recall now. I really cannot remember. It's been
- 218:08:54 quite awhile.
- 318:08:54 Q. Where did you hear about the Red Berets?
- 418:08:55 A. We knew about the Red Berets. I mean, if you are asking me about
- 518:08:57 where they were staying, well, I did not mention the Red Berets staying
- 618:09:02 in this area.
- 718:09:04 THE INTERPRETER: Interpreter's note: Could all other
- 818:09:06 microphones please be switched off.
- 918:09:08 MR. PETROVIC: [Interpretation].
- 1018:09:09 Q. Osijek and Baranja at the time you were there there were no Red
- 1118:09:12 Berets, is my understanding correct?
- 1218:09:14 A. Not under the name of the Red Berets, now, I mean, if you are
- 1318:09:17 saying that Badza Stojicic and them are the same thing and why I said
- 1418:09:24 bads's men at some point and whatever, well.

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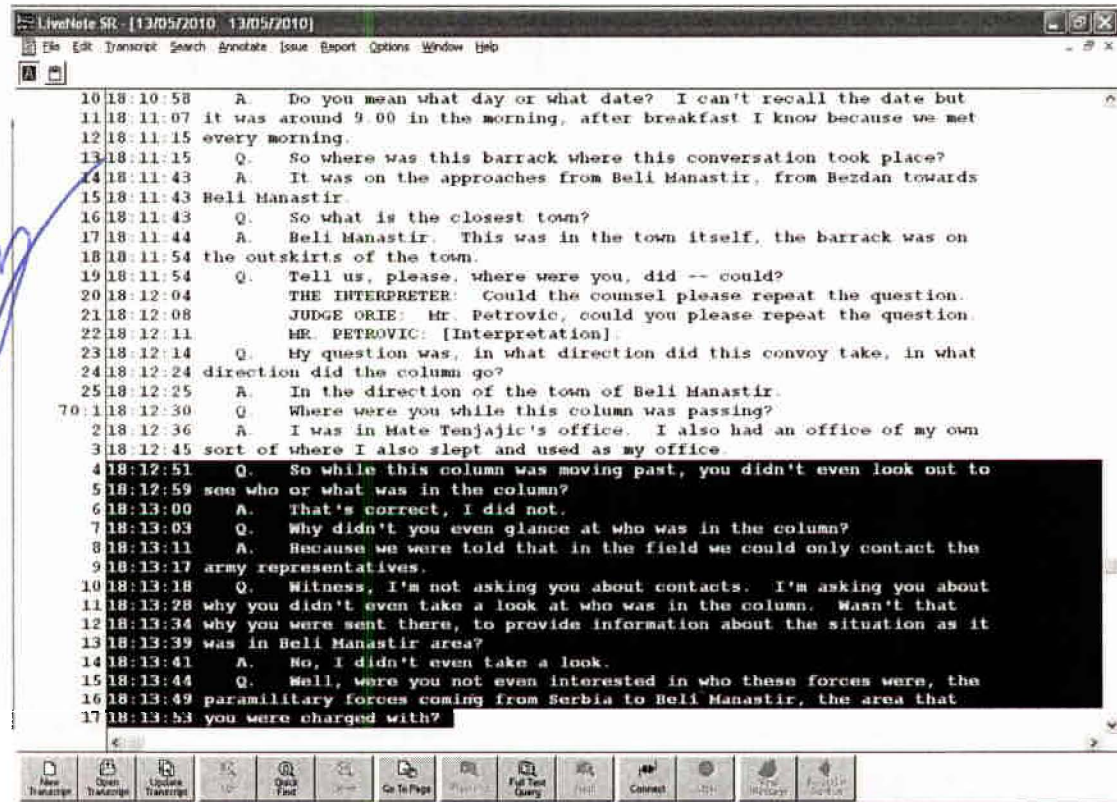


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