

UNITED  
NATIONS



International Residual Mechanism  
for Criminal Tribunals

Case No.: MICT-15-96-T

Date: 17 June 2021

Original: English

**IN THE TRIAL CHAMBER**

**Before:** Judge Burton Hall, Presiding  
Judge Joseph E. Chiondo Masanche  
Judge Seon Ki Park

**Registrar:** Mr. Abubacarr Tambadou

**Order of:** 17 June 2021

**PROSECUTOR**

v.

**JOVICA STANIŠIĆ  
FRANKO SIMATOVIĆ**

***PUBLIC***

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**SCHEDULING ORDER FOR PRONOUNCEMENT OF  
JUDGEMENT AND ORDER TERMINATING PROVISIONAL  
RELEASE OF THE ACCUSED**

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**The Office of the Prosecutor:**

Mr. Serge Brammertz  
Mr. Douglas Stringer

**Counsel for the Defence:**

Mr. Wayne Jordash for Mr. Jovica Stanišić  
Mr. Mihajlo Bakrač and Mr. Vladimir Petrović for Mr. Franko Simatović

**Government of the Republic of Serbia**

**Government of the Kingdom of the Netherlands**

**THE TRIAL CHAMBER OF** the International Residual Mechanism for Criminal Tribunals (“Trial Chamber” and “Mechanism”), respectively;<sup>1</sup>

**NOTING** that the parties filed their final trial briefs on 12 and 13 March 2021;<sup>2</sup>

**NOTING** that the parties presented their closing arguments, pursuant to Rule 103 of the Rules of Procedure and Evidence (“Rules”), between 12 and 14 April 2021;

**NOTING** that, on 14 April 2021, the Presiding Judge declared the hearing closed and that the Trial Chamber withdrew for deliberations thereafter, pursuant to Rule 104 of the Rules;<sup>3</sup>

**NOTING** that, pursuant to Rule 122 (A) and (C) of the Rules, the judgement shall be pronounced in public by the Trial Chamber and shall be accompanied or followed as soon as possible by a reasoned opinion in writing;

**RECALLING** that, on 1 March 2021, the Trial Chamber granted Jovica Stanišić and Franko Simatović a further extension of their provisional release until a date to be determined by the Trial Chamber at the time of scheduling the delivery of the Judgement;<sup>4</sup>

**NOTING** that the most recent medical report and information related to Stanišić and Simatović indicate that they are able to travel;<sup>5</sup>

**CONSIDERING** that it is appropriate to terminate their provisional release for the purpose of their presence at the hearing for the pronouncement of the Judgement;

**PURSUANT TO** Rules 55, 68, and 122 of the Rules,

**HEREBY SCHEDULES** the pronouncement of the Judgement to take place on Wednesday, 30 June 2021 at 3.00 p.m.;

**TERMINATES** the provisional release of Stanišić and Simatović and **ORDERS:**

- i. Stanišić and Simatović to return to the United Nations Detention Unit in The Hague (“UNDU”) by Thursday, 24 June 2021;

<sup>1</sup> Order Replacing a Judge in a Case Before a Trial Chamber, 21 February 2017, p. 1.

<sup>2</sup> Prosecution Final Trial Brief, 12 March 2021 (confidential with confidential Annexes A through G); Simatović Defence Final Trial Brief, 12 March 2021 (confidential); Stanišić Final Trial Brief, 13 March 2021 (confidential with confidential Annexes I-XXV).

<sup>3</sup> Procedural Matters, T. 14 April 2021 p. 63.

<sup>4</sup> See Decision on Stanišić’s Thirteenth Motion for Further Extension of Provisional Release, 1 March 2021, p. 3; Decision on Simatović’s Motion for Extension of Provisional Release, 1 March 2021, p. 3.

<sup>5</sup> Registrar’s Submission of Medical Report, 10 June 2021 (confidential and *ex parte* with confidential and *ex parte* Annex), Annex, para. 6; Registrar’s Submission of Information in Compliance with the “Decision on Simatović’s Motion for Provisional Release” of 7 October 2020, 10 June 2021 (confidential and *ex parte*), para. 1.

- ii. The Government of the Republic of Serbia to:
- a. Designate the authorized official(s) of the Ministry of Interior of the Republic of Serbia who shall accompany Stanišić and Simatović from their residence and shall deliver them into the custody of the Dutch authorities at a Dutch airport in the Netherlands;
  - b. Ensure the personal security and safety of Stanišić and Simatović until they are delivered into the custody of the Dutch authorities at a Dutch airport in the Netherlands; and
  - c. Inform the Registrar and the Trial Chamber of the name(s) of the designated official(s) as soon as practicable;
- iii. The Government of the Kingdom of the Netherlands to ensure that Stanišić and Simatović are transported, under guard, from a Dutch airport in the Netherlands to the UNDU;

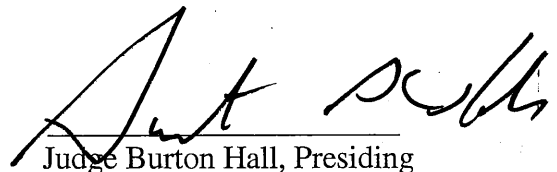
**INSTRUCTS** the Registrar to consult with all the relevant authorities as to the practical arrangements, which are necessary for the return of Stanišić and Simatović to the UNDU in adequate time, to ensure their attendance at the hearing for the pronouncement of the Judgement; and

**REQUESTS** the authorities of all States through whose territory Stanišić and Simatović may travel to:

- i. Hold Stanišić and Simatović in custody for any time that they will spend in transit; and
- ii. Arrest and detain Stanišić and Simatović, pending their return to the UNDU, should they attempt to escape during travel.

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

Done this 17th day of June 2021,  
At The Hague,  
The Netherlands

  
Judge Burton Hall, Presiding

[Seal of the Mechanism]



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