



REPUBLIC OF ESTONIA  
MINISTRY OF JUSTICE  
AND DIGITAL AFFAIRS

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Legal Officer, Office of the President United Nations  
International Residual Mechanism for Criminal Tribunals Our Ref 03.07.2026 No 11-3/5138-1  
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**Notification on the initiation of conditional early release proceedings**

In accordance with the Practice Direction on the Procedure for the Determination of Applications for Pardon, Commutation of Sentence, and Early Release of Persons Convicted by the ICTR, the ICTY, or the Mechanism, we inform you that, under the national law of the Republic of Estonia, the Estonian court will have the power to decide on the release of **Dragomir Milošević** from prison on parole.

Pursuant to clause 2 of subsection 2 of § 76 of the Estonian Penal Code, a court may release an offender convicted of an intentionally committed criminal offence in the first degree on parole if he has actually served at least two-thirds of the term of the imposed punishment. **Dragomir Milošević will have served two-thirds of his 29 year sentence of imprisonment on 20.08.2026.** We emphasise that this is the date from which the Estonian court has the right to consider and decide on the release of a prisoner on parole. The arrival of this date does not mean that the prisoner has the right to be released on parole, but that the decision on release is taken by the court.

Pursuant to the Minister of Justice's Regulation No. 28, *Procedure for the Preparation of Materials for the Release of a Prisoner on Parole (Kinnipeetava tingimisi enne tähtaega vabastamise materjalide ettevalmistamise kord)* of 12 August 2010, Tallinn Prison initiates the procedure for the preparation of materials for the release of **Dragomir Milošević** on parole and submits these materials to the court.

Pursuant to subsection 4 of § 76 of the Estonian Penal Code, in deciding on release on parole, the court shall take into consideration the circumstances relating to the commission of the criminal offence, the personality of the offender, his previous personal history and conduct during the service of the sentence, and his living conditions and the consequences which release on parole may bring about for the offender. If the convicted person is a foreign national, the enforcement judge may, in accordance with subsection 3 of § 426 of the Estonian Code of Criminal Procedure, in the order, waive supervision in respect of a convicted offender released under § 76 of the Penal Code if the offender is extradited to a foreign State or expelled. The application of subsection 3 of § 426 of the Estonian Code of Criminal Procedure by the court presupposes that the conditions for release on parole are fulfilled.

Upon his release from prison, **Dragomir Milošević** will be a person to be expelled from Estonia and he has no place of residence in Estonia. If the court considers it justified to release **Dragomir Milošević** on parole, the court may therefore waive the application of supervision of conduct. There is also the possibility that the court does not consider **Dragomir Milošević's** release on parole to be justified.

We are aware that questions of early release of a person convicted by the ICTY, ICTR or MICT fall within the exclusive jurisdiction of those courts (including the Mechanism as the successor to those courts). Article 8(2) of the Agreement between the Government of the Republic of Estonia and the United Nations on the Enforcement of Sentences of the International Criminal Tribunal for the former Yugoslavia provides that the President of the International Tribunal will give their views as to whether

early release is appropriate. The requested State will take these views into consideration and respond to the President of the International Tribunal prior to taking any decision on the matter.

Therefore, we are awaiting the Tribunal's opinion.

Yours sincerely,

(signed digitally)  
Maarja Kerner-Ader  
Prisons Department

Maarja Kerner-Ader +372 58543813  
Maarja.Kerner-Ader@justdigi.ee