

IT-02-64-I
D1997 - D1996
06 SEPTEMBER 2002

1997
AT

**THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA**

Case No. IT-02-64-I

Before: Judge Wolfgang Schomburg

Registrar: Mr. Hans Holthuis

Decision of: 6 September 2002

THE PROSECUTOR

v.

LJUBOMIR BOROVIČANIN

EX PARTE - UNDER SEAL

**ORDER CONFIRMING INDICTMENT PURSUANT TO ARTICLE 19,
ORDER CONCERNING NON-DISCLOSURE, AND
ORDER ISSUING ARREST WARRANT**

I, Wolfgang Schomburg, Judge 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 ("International Tribunal");

BEING SEISED of an indictment, supporting material, and related documents filed by the Office of the Prosecutor ("the Prosecutor") concerning Ljubomir Borovčanin;

HAVING HEARD the Prosecutor pursuant to Rules 47 and 53 of the Rules of Procedure and Evidence ("the Rules");

CONSIDERING on the basis of the material submitted by the Prosecutor that a *prima facie* case against **LJUBOMIR BOROVIČANIN** in respect of the crimes with which he is charged in the indictment has been established;

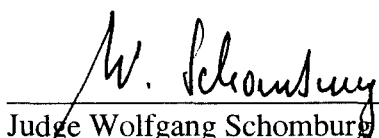
PURSUANT TO Article 19 of the Statute of the International Tribunal and Rules 47, 53, 53 *bis*, 54, 55 and 59 *bis* of the Rules;

HEREBY CONFIRM the indictment in respect of each and every count therein, and

ORDER that:

1. Copies of the arrest warrants shall be transmitted to the Prosecutor, who may transmit it to the International Stabilisation Force ("SFOR") and/or to the competent authorities of any Member State of the United Nations and Switzerland;
2. With the exception of SFOR or the authorities of any Member State of the United Nations or Switzerland to whom the Prosecutor decides, in her discretion, to transmit the arrest warrant, there shall be no public disclosure of the indictment, this decision, or the arrest warrant pertaining to Ljubomir Borovčanin until the arrest warrant is served on the accused or unless further ordered.
3. There shall be no public disclosure of the supporting materials until further order; and,
4. Other than to representatives of the Office of the Prosecutor, there shall be limited internal disclosure within the Tribunal of the indictment and supporting materials to only those individuals who have special permission of the Prosecutor or the confirming judge or his substitute in writing.

Done in English and the English text being authoritative.


Judge Wolfgang Schomburg
International Tribunal

Dated this sixth day of September 2002
At The Hague,
The Netherlands

[Seal of the Tribunal]