



Republic of Serbia  
OFFICE OF THE WAR CRIMES  
PROSECUTOR  
KTO no. 4/20  
Belgrade, 18 September 2020  
IM/IP

**HIGHER COURT IN BELGRADE**  
**War Crimes Department**

**BELGRADE**

In compliance with article 47 (1) of the *Act on International Legal Assistance in Criminal Matters*, the indictment (T20 0 KTRZ 0014039 17) of 20 December 2017, raised by the BH Prosecutor and confirmed by the competent BH court is hereby conformed to the laws of the Republic of Serbia and now reads as follows:

Pursuant to my authority under articles 43 (2.5), 331 (1.12) and 332 of the *Code of Criminal Procedure*; and articles 3 and 4 (1) of the *Act on the Organisation and Competence of Government Authorities in War Crimes Proceedings*, I raise this

**INDICTMENT**

Against:

**AA a.k.a. ...**

Personal details:

Son of ... and ...

Place and date of birth: ...

Residence: ..., Republic of Serbia

Citizen identification number: ...

Citizenship: ...

There are reasonable grounds to believe that the accused, **AA**, committed a war crime as set forth below.

**BACKGROUND FACTS AND GENERAL ALLEGATIONS:**

The incident relevant to this indictment occurred in the course of an armed conflict in Bosnia-Herzegovina (BH) between the BH and Republic of Srpska's Armies. Amidst

an imminent war danger which existed in the areas of Bratunac and Srebrenica, BH, **AA** – then soldier of the Republic of Srpska's Army based at military post VP-7042 in Bratunac – was actively involved in the rape of a Bosnian civilian. By his involvement in such conduct, **AA** committed grave breaches of international humanitarian law as envisaged by article 3 (1.c) of the *Geneva Convention on the Protection of Civilian Persons in Time of War*, adopted on 12 August 1949.

#### CHARGES:

On an undetermined day in early June 1992, a group of unidentified Serbian soldiers removed civilian AB, her sister AV and a third female person named AK from the makeshift prison operating in the zinc and lead mine compound in Sase, municipal area of Srebrenica, where the three – alongside AB's family and other Bosniak civilians – had been held in custody. AB, AV and AK were loaded into a vehicle and driven to an abandoned house in Bratunac, where they spent the night. In one of the following evenings, the three were visited by BB and several other unidentified soldiers, who transferred them to another house in Bratunac. **AA a.k.a.**, who was present in the house, took AB to the upper floor, where he ordered her to take off her clothes. In fear for her life, AB did as ordered. As AB stood in the middle of the room with no clothing on the lower part of her body, **AA** ordered her to come closer and lie down on the bed. When AB had done so, **AA** subjected her to forcible sexual intercourse, ejaculating inside her in the process. AB – who was innocent at the time – shivered with fear and suffered physical pain. The traumatic experience caused lasting injuries to AB's physical and mental health.

**By engaging in the above described incident, the accused, AA, committed the criminal offence under article 142 (1) (war crime against civilian population) of the *FRY Criminal Act*.**

**Ivan Marković**  
**Deputy War Crimes Prosecutor**