



Republic of Serbia
OFFICE OF THE WAR CRIMES
PROSECUTOR
Ref. KTRZ 2/08
Belgrade, 11 December 2009
VM/MS

DISTRICT COURT IN BELGRADE
War Crimes Chamber

BELGRADE

Pursuant to my authority under articles 46 (2.3), 265 (1) and 266 of the *Code of Criminal Procedure*; and under articles 2 and 4 (2) of the *Act on the Organization and Competence of Government Authorities in War Crimes Proceedings*, I raise this

INDICTMENT

Against:

AA

Personal details:

Place of residence: ...

Place and date of birth: ...

Son of ... and ... née ...

Educational background: ...

Occupation: ...

Family status: ...

Criminal record: convicted in an earlier case

Released pending trial

BACKGROUND AND ALLEGATIONS:

In the period from early 1992 to 1995, a noninternational armed conflict existed in the territory of Bosnia and Herzegovina (BH). Parties to the conflict were organized armed forces of the Republic of Srpska (which also included police units) on one side, and joint forces of the BH Army (ABH) and Croatian Defence Council (HVO) on the other. Acting as a member of Srpska's reserve police force, the accused, **AA**, committed grave breaches of international law, as envisaged by the following acts and provisions:

- Articles 3 (1.1a) of the *Geneva Convention on the Protection of Civilian Persons in Time of War (Geneva Convention IV)* of 12 August 1949, in re
- Article 13 (1) in re article 4 (2.a) of the *Protocol Additional to the Geneva Convention* of 12 August 1949, relating to the *Protection of Victims of Non-international Armed Conflicts (Protocol II)*.

CHARGES:

In the night between 30 and 31 March 1994, **AA** and two members of his unit, namely AB and AV*, were present in Prijedor, Republic of Srpska. Determined to revenge the loss of their fellow combatants at the Bihać frontline, the three – in accordance with a prearranged plan – headed for AG's home with the intention to kill him. Having reached AG's house at ..., AV threw a hand grenade at a window of the house. The missile rebounded from the blinds and hit the outer side of the front wall, exploding below a window in the west section of the façade. Meanwhile, **AA** threw a hand grenade into the house yard, whereupon AV planted a plastic explosive inside the frame of the originally targeted window. When the three walked away and were at a safe distance from the house, AV activated the explosive, demolishing the window in the process.

Alerted by a powerful explosion, police officers AD and AĐ arrived at the scene in order to intervene. The residents whom they found inside the house were frightened but alive. As they got out, AD and AĐ saw **AA**, AB and AV standing in front of the house. AD told them to keep away from the residents until he and AĐ went away. When the two had left the scene, **AA**, AB and AV entered the house and engaged in a beating campaign against those inside. In the living room and in the adjacent one, they hit AG, AE and AŽ with hard and blunt objects over the head and chest. The victims sustained multiple injuries in the process, including fractures to the skull bones associated with traumatic brain injury and consequent damage to the vital brain centres. Specifically: AG

* AB and AV stood trial in a case addressing the same event, initially heard before the District Court in Banjaluka (Judgment K-50/01 of 17 November 2005) and finally resolved before Srpska's Supreme Court (Judgment 118-0-KŽ-06-000-018 of 18 April 2006).

received a deep slash wound to the front part of the neck and bled out; AE received a lacerated wound the size of a male hand to the right chest wall; and AŽ received a minor lacerated wound below the right collarbone. In the aftermath of the injuries sustained, the victims died on the spot.

By his involvement in the above-described acts, the accused, AA, committed the criminal offence recognized by article 142 (1) (war crime against civilian population) in re article 22 (co-perpetration) of the *FRY Criminal Act*.

Vladimir Vukčević
War Crimes Prosecutor