



Republic of Serbia
OFFICE OF THE WAR CRIMES
PROSECUTOR

Reference: KTO no. 7/14
Belgrade, 10 October 2014
SS/II

HIGHER COURT IN BELGRADE
War Crimes Department

Pursuant to my authority under articles: 331 (1, 2) in re article 43 (2.5) of the Criminal Procedure Code; and 3 and 4 of the Act on the Organization and Competence of Government Authorities in War Crimes Proceedings, I raise this

INDICTMENT

Against AA,

Personal details:

Son of ... and ... née ...
Citizen identity number: ...
Date/place of birth: ...
Current residence: ...

Background facts:

In the period from early April 1992 to late 1995, an internal (non-international) armed conflict existed in the territory of Bosnia-Herzegovina. Parties to the conflict were the Republic of Srpska's Army on one side, and the BH Army and Croatian Defence Council on the other.

In the latter part of September 1992, the accused, AA, at the time soldier of the Republic of Srpska's Army, Military Post ..., took the lives of three Bosniak civilians and attempted to take the lives of three others, whereby he committed serious breaches of international law, recognized by the following acts and provisions:

- Article 3 (1.a) of the Geneva Convention on the Protection of Civilian Persons in Time of War (Geneva Convention IV), adopted on 12 August 1949; and
- Article 13 (2) in re article 4 (2.a) of the Protocol Additional to the Geneva Conventions on the Protection of Victims of Non-International Armed Conflicts (Protocol II), adopted on 8 June 1977.

Charges:

a) In the afternoon of 20 September 1992, the accused, AA a.k.a. ..., armed with an automatic rifle and in a military uniform, was standing in front of his house in JNA Street, Gaj neighbourhood in Bosanski Petrovac. Having spotted BB, his first-door neighbour, on the road in front of the house, AA addressed him saying: "I'll fuck your Turkish mother, I'll fuck your Muslim mother, I'll kill you all!". With the intention to kill BB, AA discharged several shots from his automatic rifle towards the victim. Having received severe injuries to the left chest, BB died on the spot.

b) A while later on the same day, still in front of his house in JNA Street in the Gaj neighbourhood, AA a.k.a. ... saw BB's son VV come along to look out for his father, who was lying injured on the ground. As AA started towards him, VV turned and ran away. Intending to kill VV, AA discharged multiple rounds from his automatic rifle in his direction. Albeit wounded in the upper and lower limbs, as well as in the left abdomen, VV managed to reach safety by escaping through his house yard.

c) Meanwhile, having killed BB and attempted to kill his son VV as well, AA, all the while with his automatic rifle and in uniform, made his way along JNA Street and through the Gaj neighbourhood towards the centre of Bosanski Petrovac. As he passed by the homes of GG and DD, he spotted ĐĐ passing through the fence between GG's and DD's house yards. Intending to kill ĐĐ, AA fired multiple shots from his automatic rifle in his direction, but ĐĐ managed to escape unhurt.

d) After shooting at ĐĐ, AA proceeded along JNA Street and towards the town centre. As AA passed by EE's house, EE appeared at the front door. Alarmed by the gunfire previously heard from the direction of AA's house, and seeing AA come from that direction, EE asked him, "What's happened? Has somebody intruded into Petrovac?" AA cursed EE's mother and replied: "Why are you asking me that? I have ... and you are asking me what's happened". EE then went into the house and was about to close the front door when AA opened fire at him with the intention to take his life, but only managed to wound EE in the left arm.

e) In the afternoon of the same day, 20 September 1992, AA and another person arrived in a passenger car in the centre of Bosanski Petrovac. They reached the courtyard of the old *Grmeč* hotel in Mahmuta Ibrahimpašića Street, where they found ŽŽ a.k.a. ... and ZZ a.k.a. ... cutting woods with a circular saw. With the intention to kill ŽŽ and ZZ, AA opened fire from his automatic rifle and discharged multiple shots at them. ŽŽ sustained entrance wounds to the chest and died on the spot. In the aftermath of multiple injuries to the right chest, ZZ died shortly afterwards.

By his engagement in the foregoing acts, the accused, AA, committed the criminal offence under article 142 (1) (war crime against civilian population) of the FRY Criminal Act.

Snežana Stanojković
Deputy War Crimes Prosecutor