



Republic of Serbia
WAR CRIMES
PROSECUTION
KTO no. 6/21
29 December 2021
Belgrade
NA/MB

HIGHER COURT IN BELGRADE
War Crimes Department

BELGRADE

Pursuant to Article 331 (1, 2) in connection with Article 43 (2.5) of the Criminal Procedure Code, all in connection with the provisions of Article 3 and Article 4 of the Law on Organization and Competence of Government Authorities in War Crime, I raise an

INDICTMENT
Against the following:

AA, father's name... and mother's name, born on, personal ID number....., born on in the village of, municipality of, residing in....., Street....., citizen of the R. of Serbia, retired, married, father of two grown children, education, with no criminal record , released pending trial;

Due to the existence of reasonable suspicion that he had committed the following:

During the non-international armed conflict, which took place on the territory of Bosnia and Herzegovina in the period from 1992 to 1995, between the armed forces of the Muslim-Bosniak, Serb and Croat peoples, at that time first in the rank of colonel and later in the rank of general major, as the commander of the Drina Corps which was part of the Army of the Republika Srpska, the accused has violated the rules of international law during the armed conflict, namely the provisions prescribed by Article 147 of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, dated 12 August 1949 (IV Geneva Convention) and Article 17 (1, 2) of the Additional Protocol to the Geneva Conventions of 12 August 1949 on the Protection of Victims of Non-International Armed Conflicts (Protocol II).

The above mentioned ordered the forced relocation of the Muslim-Bosniak civilian population from certain areas belonging to the Drina Corps area of responsibility and, with his

orders and actions, has participated in the forced relocation of the Muslim-Bosniak civilian population from the Srebrenica protected zone by doing the following:

On 24 November 1992, he made a decision to carry out further actions conf. no. 2-126 sent to the command of the Zvornik Light Infantry Brigade, which contained tasks for a number of units of the Drina Corps units and which, among other things, stated: "With the main forces and means and by carrying out forceful activities, inflict as much damage as possible to the enemy, exhaust them, break them or force them to surrender, and force the Muslim population to leave the area of Cerska, Žepa, Srebrenica and Goražde."

On 20 March 1995, he issued the Order for Defense and Active Combat Operations op. no. 7, conf. no. 03/277-2, to the following command units: the 1st Zvornik Infantry Brigade, the 1st Birač Infantry Brigade, the 1st Vlasenica Light Infantry Brigade, the 2nd Romanija Motorized Brigade, the 1st Podrinje Light Infantry Brigade, the 5th Podrinje Light Infantry Brigade, 1st Bratunac Light Infantry Brigade, the 1st Milići Light Infantry Brigade, the Independent Infantry Brigade *Skelani*, and the 5th Mixed Artillery Brigade, by which, among other things, he ordered: "Create conditions of total insecurity, intolerance and hopelessness of further survival and life of the locals in Srebrenica and Žepa through daily planned and designed combat activities."

On 12 July 1995, he issued orders for the evacuation of civilians, conf. no. 22/226 by which he ordered to the command units of the 1st Zvornik Infantry Brigade, the 1st Birač Infantry Brigade, the 2nd Romanija Motorized Brigade, the 1st Bratunac Light Infantry Brigade, the 1st and the 5th Podrinje Light Infantry Brigade, and 1st Milići Light Infantry Brigade to provide buses for evacuation from the Srebrenica enclave and conf. no. 22/227, by which he ordered the command units of the 1st Zvornik Infantry Brigade and the 1st Bratunac Light Infantry Brigade, in accordance with the order on providing transport of evacuation vehicles from the Srebrenica enclave, to regulate traffic control, and by the act conf. no. 21/6/686 dated 12 July 1995 requested from the General Staff of the Army of Republika Srpska to additionally approve the use of a total of 12,000 liters of fuel for the needs of 50 buses that would be engaged on 12 July 1995 and further for the evacuation of the Srebrenica enclave.

On 13 July 1995, the above mentioned issued an act – warning conf. br. 03/156-11, to the command units of the Advance Command Post of the Drina Corps (IKM DK), the 1st Vlasenica Light Infantry brigade and the 2nd Romanija Motorized Brigade, by which, in addition to specific orders, he also stated the following: "An ultimatum was given to the Muslims in Žepa that the meeting must be held no later than by 1100 hours on 13 July 1995. If they fail to come to the meeting or fail to accept our invitation to evict, the combat operations will be continued."

The Srebrenica protected zone was located in the Drina Corps zone of responsibility, and it was from this area on 12 July 1995 and 13 July 1995 that thousands of Bosniaks, mostly women, children and the elderly, were forcibly relocated.

By which the accused has committed the war crime against the civilian population from Article 142 (1) from the FRY Criminal Code.

***DEPUTY WAR CRIMES
PROSECUTOR
Miojub Vitorović***

