



**Republic of Serbia
OFFICE OF THE WAR CRIMES
PROSECUTOR**

Reference: KTO no.1/18
Belgrade, 21 December 2018
DK/IP

HIGHER COURT IN BELGRADE

War Crimes Department

BELGRADE

Pursuant to my authority under article 331 (1) in re article 43 (2.5) of the *Code of Criminal Procedure* and under article 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 BB and VV

Place / date of birth: ...

Citizen identity number: ...

Country of citizenship: ...

Educational background: ...

Registered address: ...

Background and allegations:

At the time material to this indictment, a noninternational armed conflict existed in the territory of the Republic of Croatia, then part of the Socialist Federal Republic of

Yugoslavia (SFRY). Parties to the conflict were the Yugoslav Peoples' Army (JNA) on one side, and the Croatian armed forces on the other, consisting of the National Guards Assembly (ZNG), Croatian Defence Force (HOS) and Croatian Ministry of the Interior (MUP).

As a member of the Military Police Company – part of the JNA 2nd Proletarian Guards Mechanized Brigade, the accused, AA, engaged in the killing of civilians in village Bogdanovci, Croatia. The victims did not take part in the hostilities and were as such at all times entitled to humane treatment free of any ethnic discrimination. By engaging in such criminal conduct, the accused committed grave breaches of international law, namely of the following acts and provisions:

- Article 3 (1.a) of the *Fourth Geneva Convention on the Protection of Civilian Persons in Time of War*, adopted on 12 August 1949 (*FPRY Official Gazette*, no. 24/50); and
- Article 13 (1) and (2) in re article 4 (1) and (2.a) of the *Protocol Additional to the Geneva Conventions on the Protection of Victims of Non-International Armed Conflicts (Protocol II – SFRY Official Gazette, International Treaties no. 16/78)*.

Specifically,

At or around noon of 11 November 1991, AA was present in the part of Bogdanovci which was under the JNA control. In the vicinity of the Local Community building, acting on his own initiative rather than ordered or permitted to do so, AA – with no reason whatever – opened fire on non-Serb villagers, taking the lives of nine in the process. The names of those killed are as follows: GG, DD, ĐĐ, EE, ŽŽ, ZZ, II and KK. All of the victims died on the spot.

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

Dušan Knežević
Deputy War Crimes
Prosecutor