



Republic of Serbia
OFFICE OF THE WAR CRIMES
PROSECUTOR
Ref. KTO no. 4/16
Belgrade, 14 April 2016
BV/TD

HIGHER COURT IN BELGRADE
War Crimes Department

BELGRADE

Pursuant to my authority under articles 43 (2.5), 331 (1) and 332 of the *Code of Criminal Procedure*; articles 3 and 4 of the *Act on the Organization and Competence of Government Authorities in War Crimes Proceedings*; and article 47 (1) of the *Act on International Legal Assistance in criminal matters*, I raise this

INDICTMENT

Against AA,

Personal details:

Son of ... and ... née ...

Citizen identity number: ...

Date/place of birth: ...

Current residence: ...

Country of citizenship: ...

Educational background: ...

Occupation: ...

Previous convictions: none; released pending trial

Background and allegations:

In the period from 1992 to 1995, an internal (noninternational) armed conflict between forces of the Serb, Bosniak and Croat communities existed in the territory of Bosnia-Herzegovina. The events relevant to this indictment took place

in the area of Bratunac, amidst clashes between the Republic of Srpska's Army (VRS) and the BH Army (ABH).

As a VRS soldier based at Military Post 7296 in village Milići, the accused, AA, engaged in the killing, unlawful arrests and rape of Bosniak civilians, whereby he committed grave breaches of international law, specifically of the following acts and provisions:

(a) Article 3 (1.a) and (1.c), *Geneva Convention on the Protection of Civilian Persons in Time of War* of 12 August 1949 (*Geneva Convention IV*), ratified by the FPRY National Assembly (*FPRY Official Gazette* no. 24/50); and

(b) Articles 4 (1), (2.a) and (2.e); and 13 (2) and (3), *Protocol Additional to the Geneva Conventions of 12 August 1949, Relative to the Protection of Victims of Noninternational Armed Conflicts* (*Protocol II*).

Specifically,

1. In the afternoon of 9 May 1992, AA, dressed in a camouflage uniform and equipped with an automatic rifle, was present in Repovac, a village in the Bratunac area. Aided and abetted by several unidentified VRS soldiers, AA removed AD, AE and AŽ from a group of captured Bosniak civilians. Having taken the three behind a parked tug truck, AA and his accomplices opened fire from their automatic rifles at close range. AE and AŽ died on the spot. Then AA approached AD, who was still giving signs of life, and killed him by slashing his throat with a knife.
2. At around 2 P.M. on the same day, AA and an unidentified VRS soldier were present in village Glogova. They were moving in a passenger vehicle behind a bus owned by *Vihor* company from Bratunac. At one point, AZ, the bus driver, stopped to pick up witness VSZ and her three children, whereas her husband AI came shortly afterwards. As AI was about to get on the bus, AA rushed out of his car and fired a round from his automatic rifle towards AI, who died on the spot.
3. Later that day in the area of Bratunac, AA and another unidentified VRS soldier were present in village Repovac, where they unlawfully arrested witnesses VS1 and VS2. They forced the captives into their car and drove them to a forest above village Milići, where AA subjected VS1 to forced sexual intercourse. Alongside his accomplice, AA kept the two as slaves and threatened to kill them if they failed to comply with his orders. He also took VS1 to his home in Milići, where he locked her inside a room on the upper floor. On repeated occasions throughout the following night, the accused entered the room and raped his victim. On the next day, 10 May

1992, the accused released VS1 at around 9 a.m. and allowed her to leave in the direction of the local bus station.

By engaging in the conduct described above, the accused, AA, committed the criminal offence under article 142 (1) (war crime against civilian population) in re article 22 of the FRY Criminal Act.

Bruno Vekarić
Deputy War Crimes Prosecutor