

SERBIAN REPUBLIC OF BOSNIA HERZEGOVINA

CENTRAL COMMISSION FOR THE EXCHANGE OF PRISONERS OF WAR

Number: 02-3/14

SARAJEVO

Date: 6 June 1992

The Serbian Republic of BH Central Commission for the Exchange of Prisoners of War, Persons in Custody and Dead Bodies located on the other side, hereby issues an

ORDER

All JB /Public Security/ services whose employees are securing facilities housing prisoners of war, i.e. persons in custody, shall keep records of all individuals in detention. Along with personal identity information, the records should contain information on the time the individual was taken into custody, whether he was wounded or not, as well as the time of his release or exchange, and on whose orders.

The above SJBs /Public Security Services/ shall regularly submit lists of prisoners, i.e. persons in custody, to municipal commissions for the exchange of prisoners of war.

The municipal commissions for the exchange of prisoners of war shall forward such lists to regional commissions for the exchange of prisoners of war, if established, or to the Central Commission.

Facilities, i.e. premises housing the prisoners, i.e. persons in custody, must meet the following minimal hygienic and technical requirements: water and toilet

facilities available to all prisoners, daylight, sufficient air and the possibility of airing the premises out, as well as other minimal conditions worthy of man.

Access to premises housing prisoners, i.e. persons in custody, shall only be allowed to authorised employees of the MUP /Ministry of the Interior/, the NO /National Defence/, the Judiciary, to representatives of humanitarian organisations and to medical staff with authorisation of the MUP, NO or the Judiciary.

All ill prisoners, i.e. persons in custody, shall be given the necessary medical treatment and medication.

The records on prisoners, i.e. persons in custody, must be made available to all the justifiably interested parties and those persons' close relatives, on approval of the MUP. The final decision on the justified access to data contained in the records will be made by the president of the responsible basic court.

Prisoners, i.e. persons in custody, shall be allowed to receive food, clothing, footwear and personal hygiene supplies from their relatives and friends if that does not endanger personal and general security.

Any injury of prisoners, i.e. persons in custody, or loss of life on the detention premises shall be recorded, a note or record shall be compiled by a judge of the responsible basic court, in the presence of the public prosecutor and qualified medical personnel.

Women who are prisoners of war, i.e. women in custody, shall be kept on separate premises and must be given access to water and toilet facilities separate from the men.

All personal and other items found on prisoners, i.e. persons in custody, shall be recorded and seized, unless the items in question are personal hygiene items. They shall be returned with the documents on release.

All complaints regarding the work and behaviour of officials towards prisoners, i.e. persons in custody, shall be dealt with by an authorised employee of the Ministry of Justice or the president of the high or basic court.

The implementation of this order shall be monitored by an authorised employee of the Ministry of Justice or the president of the high or basic court.

All women, not arrested during combat activities and whose detention is not related to combat activities, all children and minors up to the age of 16, all the elderly, infirm and ill shall immediately be released and allowed freedom of movement in accordance with their wishes, without conditions and exchanges.

Prisoners, i.e. persons in custody, must be treated humanely and worthy of human dignity. All other forms of behaviour shall be in violation of international law of war and shall constitute war crimes.

All persons shall be allowed undisturbed and safe removal, departure and movement in accordance with their wishes, unless endangering personal and general security.

Prisoners, i.e. persons in custody, can only be used for following work: agriculture, mining industry and industry except metallurgy, machining and chemical industry, loading and unloading freight if not marked for military use and in commerce.

Exchange commissions shall prepare exchanges of prisoners, i.e. persons in custody, as soon as possible.

The exchange shall, as a rule, be conducted on the "All for All" principle, on the, so-called, no-man's land, as this places no one in danger.

Regional exchange commissions, if established, or municipal commissions, shall submit lists of prisoners, i.e. persons in custody, to the Central Commission for coordination and unified records, as well as lists of exchanged persons.

The Government of the Serbian Republic of BH will ensure the implementation of this Order.

Delivery:

1. SR BH Government;
 2. Ministry of Justice;
 3. SR BH MUP;
 4. SJB Centres;
 5. JB stations through SJB Centres;
 6. Regional exchange commissions;
 7. Municipal exchange commissions;
 8. The media through the Information Ministry.
- Commission Chairman
Rajko ČOLOVIĆ
/signed/