

## **Information provided by the Croatian authorities regarding the alert submitted to the CoE's Platform to Promote the Protection of Journalism and Safety of Journalists**

With reference to the alert of 21 December 2018 concerning the threats made to Croatian journalist Ivan Žada, the Ministry of Interior of the Republic of Croatia informs that on 18 October 2018, the Municipal State Attorney's Office in Virovitica received criminal complaint of Josip Đakić from Virovitica against Ivan Žade from Virovitica, for the criminal offence of unauthorized sound recording and eavesdropping sanctioned in Art. 143 paras 1 and 2 of the Criminal Code, because Ivan Žada - without the knowledge and approval of Josip Đakić and using the application on his mobile phone - recorded a conversation that Josip Đakić was having over his mobile phone in a restaurant in Virovitica on 15 October, and recounted the same conversation on his Facebook profile, with part of the conversation subsequently published on the portal Indeks.hr.

With its order no. KD-312/2018-3 of 23 October 2018, the Municipal State Attorney's Office in Virovitica ordered the police station Virovitica to conduct an investigation in accordance with Art. 206 paragraph 4, and in accordance with Art. 206 h para 1 of the Law on Criminal Procedure ordered an interview with Ivan Žade concerning all the circumstances mentioned in the criminal complaint of Josip Đakić and an interview with Josip Đakić. When the investigation was completed, the police station in Virovitica submitted a Special Report of 19.11.2018 to the Municipal State Attorney's Office.

On 10 December 2018, the Municipal State Attorney of Virovitica indicted Ivan Žade before the Municipal Court in Virovitica for the criminal offence sanctioned in Art. 143 paras 1 and 2 of the Criminal Code: unauthorized sound recording and eavesdropping.

On 25 October 2018, on the premises of the Municipal State Attorney's Office in Virovitica, Ivan Žade filed a criminal complaint against Ivan Đakić from Virovitica, son of the aforementioned Josip Đakić, for the crime of threat sanctioned in Art. 139 paragraph 3 of the Criminal Code, because on 10 October 2018, Ivan Đakić spoke serious threats against the life and health of Ivan Žade before several persons in a restaurant in Virovitica.

With its order no. KD-324/2018-3 of 5 November 2018, the Municipal State Attorney's Office in Virovitica ordered the police station in Virovitica to conduct an investigation in accordance with Art. 206 para 4, and in accordance with Art. 206 h para 1 of the Law on Criminal Procedure ordered several persons to be interviewed and Ivan Đakić to be interrogated as a suspect.

When the investigation was completed, a Special Report of 20 November 2018 was submitted to the Municipal State Attorney's Office in Virovitica.

On 18 December 2018, the State Attorney indicted Ivan Đakić before the Municipal Court in Virovitica for the offence sanctioned in Art. 139 paras 2 and 3 of the Criminal Code: threats committed against Ivan Žade.

The further course of the proceedings is under the jurisdiction of the judicial authorities.