



2 May 2008

## ICTY WEEKLY UPDATE – 488

### PROCEDURAL DEVELOPMENTS

#### I. OVERVIEW OF COURT PROCEEDINGS

##### **GOTOVINA et al. Case**

*Trial Chamber I – Judges Orić (Presiding), Ćirić and Gwaunza*

##### **Continuation of the Prosecution case**

On 28 April and 29 April 2008, the following witness testified:

- **Mikhail Ermolaev** (member of the UN Military Observers/UNMO in the Sector South during the relevant period)

On 1 May and 2 May 2008, the following witness testified:

- **Kari Antilla** (member of the UN Military Observers/UNMO in the Sector South during the relevant period)

##### **STANIŠIĆ & SIMATOVIĆ Case**

*Trial Chamber III – Judges Robinson (Presiding), David and Picard*

##### **Commencement of the Prosecution case**

On 28 April 2008, the parties met before the Trial Chamber for a Pre-Trial Conference.

On 28 April and 29 April 2008, the Prosecution made its opening statement.

On 29 April 2008, the following witness testified:

- **Witness P-299**

##### **Dragomir MILOŠEVIĆ Case**

*Judge Pocar*

On 29 April 2008, the parties met before Judge Pocar for a Status Conference.  
The appellant was present.

##### **HARAQIJA & MORINA Case (“Contempt”)**

*Judge Orić*

##### **Initial appearance**

On 29 April 2008, the parties met before Judge Orić for the initial appearance of the accused Astrit Haraqija and Bajrush Morina, charged with contempt of court for trying to persuade a protected witness not to testify in the trial of Ramush Haradinaj and others. Both accused pleaded not guilty – *See Press Release number 1244, dated 25 April 2008.*

## II. OVERVIEW OF SELECTED COURT DOCUMENTS

### **PRLIĆ et al. Case**

*Appeals Chamber – Judges Pocar (Presiding), Shahabuddeen, Güney, Vaz and Meron*  
*Trial Chamber III – Judges Antonetti (Presiding), Prandler, Trechsel and Mindua (Reserve Judge)*

#### **DECISION ON 'PROSECUTION'S APPEAL FROM DÉCISION RELATIVE À LA DEMANDE DE MISE EN LIBERTÉ PROVISOIRE DE L'ACCUSÉ PRLIĆ DATED 7 APRIL 2008'**

On 25 April 2008, the Appeals Chamber granted in part the Prosecution appeal, Judge Güney dissenting, and remanded the decision on the provisional release of the accused Prlić to the Trial Chamber for a new adjudication of the duration of the provisional release granted to the accused and all consequent arrangements.

#### **DÉCISION COMPLÉMENTAIRE RELATIVE À LA DÉCISION DE MISE EN LIBERTÉ PROVISOIRE DE L'ACCUSÉ PRLIĆ**

On 25 April 2008, Trial Chamber III ordered that Jadranko Prlić be provisionally released on humanitarian grounds. The dates and conditions of provisional release were kept confidential – *See Press Release number 1245, dated 28 April 2008.*

#### **DECISION ON 'PROSECUTION'S APPEAL FROM DÉCISION RELATIVE À LA DEMANDE DE MISE EN LIBERTÉ PROVISOIRE DE L'ACCUSÉ STOJIĆ DATED 8 APRIL 2008'**

On 29 April 2008, the Appeals Chamber granted in part the Prosecution appeal, Judge Güney dissenting, and remanded the decision on the provisional release of the accused Stojić to the Trial Chamber for a new adjudication of the duration of the provisional release granted to the accused and all consequent arrangements.

#### **DÉCISION COMPLÉMENTAIRE RELATIVE À LA DÉCISION DE MISE EN LIBERTÉ PROVISOIRE DE L'ACCUSÉ STOJIĆ**

On 29 April 2008, Trial Chamber III ordered that Bruno Stojić be provisionally released on humanitarian grounds. The dates and conditions of provisional release were kept confidential – *See Press Release number 1246, dated 1 May 2008.*

### **Dragomir MILOŠEVIĆ Case**

*Appeals Chamber – Judges Pocar (Presiding), Güney, Daqun, Vaz and Meron*

#### **DECISION ON APPLICATION FOR PROVISIONAL RELEASE PURSUANT TO RULE 65 (I)**

On 29 April 2008, the Appeals Chamber dismissed a Defence application for provisional release of Dragomir Milošević.

### **STANIŠIĆ&SIMATOVIĆ Case**

*Trial Chamber III – Judges Robinson (Presiding), David and Picard*

#### **ORDER ON THE MONITORING OF AND REPORTING ON THE HEALTH OF THE ACCUSED STANIŠIĆ**

On 29 April 2008, Trial Chamber III instructed the Registrar to set in place the following regime for the monitoring of and reporting on the health of the accused:

(1) in relation to the accused Stanišić's participation in the proceedings through the video conference link:

- (a) the accused Stanišić will be examined and monitored by a nurse at the beginning of each hearing; at the end of each one-hour session; and at the end of the hearing; and
- (b) on any other occasion when the accused Stanišić is ill, he is to be examined; and

(2) daily reports to be submitted to the Trial Chamber.

## **COURTROOM SCHEDULE: 5 MAY – 9 MAY 2008\***

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### **MONDAY 5 MAY**

Courtroom III 14:15 – 19:00, **Prlić et al.**, Trial (commencement of the Defence case)

### **TUESDAY 6 MAY**

Courtroom I 08:30 – 13:15, **Šešelj**, Trial  
14:15 – 19:00, **Boškoski&Tarčulovski**, Trial (closing arguments)  
Courtroom II 10:00 – 13:45, **Mičo Stanišić**, Motion Hearing/Status Conference  
14:15 – 19:00, **Perišić**, Status Conference *\*to be confirmed*  
Courtroom III 09:00 – 13:45, **Stanišić&Simatović**, Trial  
14:15 – 19:00, **Prlić et al.**, Trial

### **WEDNESDAY 7 MAY**

Courtroom I 08:30 – 13:15, **Šešelj**, Trial  
Courtroom II 09:00 – 13:45, **Stanišić&Simatović**, Trial  
Courtroom III 09:00 – 13:45, **Boškoski&Tarčulovski**, Trial (closing arguments)  
14:15 – 19:00, **Prlić et al.**, Trial

### **THURSDAY 8 MAY**

Courtroom I 08:30 – 13:15, **Šešelj**, Trial  
Courtroom II 09:00 – 13:45, **Stanišić&Simatović**, Trial  
Courtroom III 09:00 – 13:45, **Boškoski&Tarčulovski**, Trial (closing arguments)  
14:15 – 18:30, **Prlić et al.**, Trial

### **FRIDAY 9 MAY**

Courtroom I 09:00 – 13:45, **Stanišić&Simatović**, Trial

\*The courtroom schedule is provisional and you are invited to check for last minute changes with the Media Office (+31-70-512-5343, - 5356, or – 8752)

Public proceedings are also broadcast with a 30 minute delay on the ICTY's web site:

<http://www.un.org/icty/latest/> (in English) (Please click on Hearing Schedule);

<http://www.un.org/icty/bhs/week-b.htm> (na bosanskom/hrvatskom/srpskom).

## **LATEST PRESS RELEASES**

<b>Date</b>	<b>Number</b>	<b>Title</b>	<b>E</b>	<b>F</b>	<b>B/C/S</b>
25/04/2008	1244	ASTRIT HARAQIJA AND BAJRUSH MORINA INDICTED FOR CONTEMPT OF COURT <a href="http://www.un.org/icty/pressreal/2008/pr1244e.htm">http://www.un.org/icty/pressreal/2008/pr1244e.htm</a>	E		B/C/S
28/04/2008	1245	JADRANKO PRLIĆ GRANTED PROVISIONAL RELEASE <a href="http://www.un.org/icty/pressreal/2008/pr1245e.htm">http://www.un.org/icty/pressreal/2008/pr1245e.htm</a>	E		B/C/S
01/05/2008	1246	BRUNO STOJIĆ GRANTED PROVISIONAL RELEASE <a href="http://www.un.org/icty/pressreal/2008/pr1246e.htm">http://www.un.org/icty/pressreal/2008/pr1246e.htm</a>	E		B/C/S

Internet address: <http://www.un.org/icty>

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