

LAST MINUTE NEWS

SIMIC CASE:

HEARING ON DEFENCE'S MOTION FOR PROVISIONAL RELEASE ON WEDNESDAY 25 MARCH AT 3 p.m.

On 16 March 1998, counsel for Defendant SIMIC filed a motion for provisional release, asserting that *"the Accused, [...] is an hemiplegic person, suffering from various serious medical problems. [...] [H]e requires daily intensive medical care [...]. his daily schedule is obviously incompatible with actual detention conditions [...].* The Defendant also contends that there is no risk of flight since *"by his voluntarily and unconditionally surrender to the jurisdiction of the ICTY. Moreover, "[he] has agreed [...] to satisfy various conditions stipulated by the Prosecutor regarding his appearance for further trial procedures [...] he will unconditionally [...] (iii) surrender his passport to the IPTF office in Orasje or OTP Office in Sarajevo; (iv) remain within confines of the municipality of Bosanski Samac, (v) meet once a day with local police[...]; (vi) have IPTF Check on a weekly or monthly basis with the local police [...]; (vii) not have contact [...] with any of the co-accused; (viii) not have any contact whatsoever with any prosecution witnesses or potential witnesses for trial; [...]."*

On 19 March, the Office of the Prosecutor responded to the Defence's motion. This response is confidential.

FURUNDZIJA CASE:

GRAVE BREACH COUNT WITHDRAWN

On 19 March 1998, Trial Chamber II-bis, presided over by Judge Mumba, issued an Order granting leave to the Prosecution *"to withdraw count 12 of the indictment against the accused"*. Count 12 charged the accused with a GRAVE BREACH OF THE GENEVA CONVENTIONS for his alleged criminal conduct which remains covered by the counts 13 and 14 charging the accused with VIOLATIONS OF THE LAWS OR CUSTOMS OF WAR.

KOVACEVIC CASE:

PROSECUTION SEEKS LEAVE TO APPEAL AGAINST THE DENIAL OF ITS REQUEST TO AMEND THE INDICTMENT

On 13 March 1998, the Prosecutor filed an application for leave to appeal against the Decision of the Trial Chamber denying its request to amend the indictment against Milan KOVACEVIC (see Update 20).

In its application, the Prosecution mainly submits that the Trial Chamber *"erred in its decision by:....*
iii. issuing a decision which runs contrary to a comprehensive search of the truth in that the Prosecutor is now restricted to a single charge which does not reflect the full aspects of the accused's alleged criminal conduct;
.../ ...

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iv. failing, [...] to give the Prosecutor adequate notice of the Trial Chamber's position regarding undue delay[...];

v. failing to determine if some of the proposed charges in the amended indictment could have been confirmed without resulting in an undue delay of the schedule trial date....

The full text of the Prosecutor's application for leave to appeal is available upon request at the Public Information Unit.

ALEKSOVSKI CASE:

ONLY MORNING SESSIONS

Please note that the Trial proceedings in the Aleksovki case in the week of 23 to 27 March 1998, will be heard in the morning session only at **9.00 am until 13.30 pm.**

COURTROOM'S SCHEDULE : MONDAY 23 TO FRIDAY 27 MARCH 1998¹

<u>Monday 23</u>	<u>Tuesday 24</u>	<u>Wednesday 25</u>	<u>Thursday 26</u>	<u>Friday 27</u>
9.00 am- 13.30 pm, TC 1bis Aleksovski case trial, open session IT-95-14/1-T	9.00 am- 13.30 pm, TC 1bis Aleksovski case trial, open session IT-95-14/1-T	9.00 am- 13.30 pm, TC 1bis Aleksovski case trial, open session IT-95-14/1-T	9.00 am- 13.30 pm, TC 1bis Aleksovski case trial, open session IT-95-14/1-T	9.00 am- 13.30 pm, TC 1bis Aleksovski case trial, open session IT-95-14/1-T

For the latest list of all court filings, please visit the [ICTY Court Records](#)

For a selection of the latest public documents, please visit the [ICTY Website](#)

¹ The courtroom schedule is **provisional** and you are invited to check for last minute changes with the Press and Information Office (+31-(0)70-416-5356, Ms. Christiane van Oosterhout)