



23 October 2003

## ICTY WEEKLY UPDATE – 287

### PROCEDURAL DEVELOPMENTS:

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#### I. OVERVIEW OF COURT PROCEEDINGS:

##### **MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)**

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*Trial Chamber III – Judges May (Presiding), Robinson and Kwon*

44<sup>th</sup> week of the Prosecution case.

From 21 until 23 October 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Accused and one of the *amici curiae*:

- Protected Witness B-1122
- Witness Dobrila Gajić Glišić
- Witness Ante Marković (not yet cross-examined by the *amici curiae*)

##### **BLAGOJEVIĆ and JOKIĆ Case (“Srebrenica”)**

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*Trial Chamber I, Section A – Judges Liu (Presiding), Vassilenko and Argibay*

10<sup>th</sup> week of the Prosecution case.

From 20 until 23 October 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Milan Milinković
- Protected Witness P-188
- Witness Duško Jević
- Witness Nikola Gajić
- Protected Witness P-140

##### **BRĐANIN Case (“Krajina”)**

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*Trial Chamber II Section A – Judges Agius (Presiding), Janů and Taya*

First week of the Defence case.

On 20 and 21 October 2003, the hearing took place partly in closed session. From 21 until 23 October 2003, the following witnesses were examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Boro Mandić
- Witness Branko Cvijić

##### **MRĐA Case (“Vlašić Mountain”)**

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*Trial Chamber I – Judges Orić (Presiding), El Mahdi and Martín Canivell*

On 22 October 2003, the parties appeared before the Trial Chamber for the sentencing hearing of Darko Mrđa, following his guilty plea on 24 July 2003. The following witnesses were examined by the Prosecution and questioned by the Judges:

- Witness Midhet Mujkanović
- Witness Seida Karabašić

Darko Mrda gave a statement before the parties delivered their closing arguments. The Prosecution suggested a sentence of 15 to 20 years and the Defence suggested a sentence not exceeding 15 years' imprisonment. The Sentencing Judgement will be rendered in due course.

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**MRKŠIĆ *et al.* Case (“Vukovar Hospital”)**

*Pre-Trial Judge Agius*

On 22 October 2003, the parties appeared before the Pre-Trial Judge for a Status Conference pursuant to Rule 65 *bis* of the Rules of Procedure and Evidence.

**II. OVERVIEW OF SELECTED COURT DOCUMENTS:**

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**HALILOVIĆ Case (“Grabovica - Uzdol”)**

*Trial Chamber III – Judges May (Presiding), Robinson and Kwon*

**ORDER REGARDING THE START DATE OF THE TRIAL**

On 17 October 2003, the Trial Chamber ordered that the trial commence on 19 January 2004.

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**MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)**

*Trial Chamber III – Judges May (Presiding), Robinson and Kwon*

**ORDER CONCERNING THE TESTIMONY OF LORD OWEN**

On 17 October 2003, the Trial Chamber set the timetable for the examination of witness Lord Owen by the parties. The witness may make a brief statement if he so chooses at the commencement of his testimony. The Prosecution shall then be entitled to two hours of cross-examination, the Accused will be entitled to three hours of cross-examination and the *amici curiae* will be entitled to 30 minutes of cross-examination. The Trial Chamber may ask questions of the witness as and when appropriate.

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**BANOVIĆ Case (“Omarska and Keraterm Camps”)**

*Trial Chamber III – Judges May (Presiding), Robinson and Kwon*

**SCHEDULING ORDER ON THE SENTENCING JUDGEMENT OF PREDRAG BANOVIĆ**

On 20 October 2003, the Trial Chamber ordered that the Sentencing Judgement be delivered on 28 October 2003 at 3 p.m.

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**ČEŠIĆ Case (“Brčko”)**

*Trial Chamber I – Judges Orić (Presiding), Liu and El Mahdi*

**SCHEDULING ORDER FOR SUBMISSION OF PRE-SENTENCING BRIEFS AND SENTENCING HEARING**

On 20 October 2003, the Trial Chamber ordered the Prosecution and the Defence to file all submissions and provide statements of any witnesses they might call in relation to the sentencing hearing by 12 November 2003. It further ordered that the sentencing hearing be held on 27 November 2003 at 3 p.m. and continue on 28 November 2003 at 3 p.m.

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**LIMAJ *et al.* Case (“Lapušnik/Llapushnik Camp”)**

*President of the Tribunal, Judge Meron*

**DECISION ON ASSIGNMENT OF DEFENCE COUNSEL**

On 21 October 2003, the President of the Tribunal dismissed the appeal of Mr. Klaus Kirchner against the decision of the Registrar refusing to assign him as lead counsel to the Accused, Isak Musliu.

**VASILJEVIĆ Case (“Višegrad”)**

*Appeals Chamber – Judges Meron (Presiding), Shahabuddeen, Güney, Schomburg and Weinberg de Roca*

**DECISION ON APPLICATION FOR ADMISSION OF ADDITIONAL EVIDENCE**

On 21 October 2003, the Appeals Chamber dismissed the Defence Motion of 24 June 2003 and the Addendum of 11 July 2003 (together (“Defence Motion”) whereby an extension of time and the admission of additional evidence were requested.

**SCHEDULING ORDER**

On 22 October 2003, the Appeals Chamber ordered that the hearing of the Appeal shall take place on Tuesday 18 November 2003, commencing at 9 a.m. The Order further informs the parties of the timetable of the hearing.

**COURTROOM SCHEDULE: 27 OCTOBER – 31 OCTOBER 2003\***

**MONDAY 27 OCTOBER**

Courtroom I 09:30, **Vladimir Kovačević**, Initial Appearance  
14:30 - 18:30, **Momir Nikolić**, Sentencing Hearing  
Courtroom II 09:00 - 13:45, **Brđanin**, Trial  
Courtroom III 09:00 - 13:45, **Blagojević and Jokić**, Trial

**TUESDAY 28 OCTOBER**

Courtroom I 09:00 - 13:45, **Milošević**, Trial  
14:30 - 18:30, **Momir Nikolić**, Sentencing Hearing  
Courtroom II 09:00 - 13:45, **Brđanin**, Trial  
Courtroom III 09:00 - 13:45, **Blagojević and Jokić**, Trial  
15:00 - 17:30, **Banović**, Sentencing Judgement

**WEDNESDAY 29 OCTOBER**

Courtroom I 09:00 - 13:45, **Milošević**, Trial  
15:00 - 18:30, **Obrenović**, Sentencing Hearing  
Courtroom II 09:00 - 13:45, **Brđanin**, Trial  
Courtroom III 09:00 - 13:45, **Blagojević and Jokić**, Trial  
15:00 - 17:30, **Šešelj**, Status Conference

**THURSDAY 30 OCTOBER**

Courtroom I 09:00 - 13:45, **Milošević**, Trial  
15:00 - 18:30, **Obrenović**, Sentencing Hearing  
Courtroom II 09:00 - 13:45, **Brđanin**, Trial  
Courtroom III 09:00 - 13:45, **Blagojević and Jokić**, Trial

**FRIDAY 31 OCTOBER**

Courtroom II 09:00 - 13:45, **Brđanin**, Trial

\*The courtroom schedule is provisional and you are invited to check for last minute changes with the Public Information Services.

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).

**PRESS RELEASES ISSUED SINCE 17 OCTOBER 2003**

DATE	NUMBER	TITLE	E	F	B/C/S
23/10/2003	793	VLADIMIR KOVAČEVIĆ TRANSFERRED TO THE INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA	E		B/C/S

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