



27 February 2004

ICTY WEEKLY UPDATE – 303

PROCEDURAL DEVELOPMENTS:

I. OVERVIEW OF COURT PROCEEDINGS:

MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)

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

The Prosecution rested its case (see below).

KRAJIŠNIK Case (“Bosnia and Herzegovina”)

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

4th week of the Prosecution case.

From 23 until 27 February 2004, the following witness was examined by the Prosecution:

- Witness Patrick Treanor

STRUGAR Case (“Dubrovnik”)

Trial Chamber II - Judges Parker (Presiding), Thelin and Van Den Wyngaert

8th week of the Prosecution case.

From 23 until 27 February 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Nikola Jović
- Witness Đelo Jušić
- Witness Ivo Vlašić

HADŽIHASANOVIĆ and KUBURA Case (“Central Bosnia”)

Trial Chamber II - Judges Antonetti (Presiding), Rasoazanany and Swart

10th week of the Prosecution case.

From 23 until 27 February 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Živko Totić (cross-examination)
- Protected Witness ZC
- Protected Witness ZD
- Witness Dragan Radić
- Protected Witness ZF
- Witness Zdravko Žulj
- Witness Zoran Gvozden

BRĐANIN Case (“Krajina”)

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

14th and last week of the Defence case.

On 23 and 24 February 2004, the following witness was examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Goran Nešković

Unless otherwise indicated, there will be no hearing scheduled in this case before April 2004.

BLAGOJEVIĆ and JOKIĆ Case (“Srebrenica”)

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

23rd week of the Prosecution case.

From 23 until 27 February 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Milan Nedjelković
- Witness Krsto Simić
- Protected Witness P-210
- Protected Witness P-206

VASILJEVIĆ Case (“Višegrad”)

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

APPEALS JUDGEMENT

On 25 February 2004, the parties appeared before the Appeals Chamber for the pronouncement of the Appeals Judgement in the *Vasiljević* case. The Appeals Chamber partially allowed the Appellant Mitar Vasiljević’s appeal and sentenced him to 15 years’ imprisonment (see *Press Release* No. 825). Judge Shahabuddeen appended a Separate and Dissenting Opinion.

LIMAJ *et al.* Case (“KLA”)

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

On 27 February 2004, the parties appeared before the Trial Chamber for a Further Appearance and a Status Conference. The three co-accused pleaded not guilty to the new charges of the Second Amended Indictment.

II. OVERVIEW OF SELECTED COURT DOCUMENTS:

STAKIĆ Case (“Prièdor”)

Pre-Appeal Judge Meron

DECISION ON PROSECUTION’S URGENT MOTION REGARDING DEFECTS IN MILOMIR STAKIĆ’S BRIEF ON APPEAL

On 23 February 2004, the Pre-Appeal Judge granted the Prosecution 1 February 2004 Motion Regarding Defects in Milomir Stakić’s Brief on Appeal. The Trial Chamber ordered that the Defence file an Appellant’s Brief containing precise references on or before 8 March 2004 and that the Prosecution may respond within 30 days of the refile of the Appellant’s Brief.

MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)

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

DECISION ON NOTIFICATION OF THE COMPLETION OF PROSECUTION CASE AND MOTION FOR THE ADMISSION OF EVIDENCE IN WRITTEN FORM

On 25 February 2004, Trial Chamber issued a Decision on the Prosecution's 'Notification of the Completion of its Case and Motion for the Admission of Evidence in Written Form', in which it confirmed that the 'Prosecution case is hereby closed'. In addition, the Trial Chamber issued a number of orders with regard to evidence that the Prosecution sought to be admitted (see *Press Release No. 826*).

ORDER RESCHEDULING AND SETTING THE TIME AVAILABLE TO PRESENT THE DEFENCE CASE

On 25 February 2004, the Trial Chamber ordered that:

- (1) 'Any Motion under Rule 98 *bis* shall be filed by the Accused or *Amici Curiae* by Monday, 8 March 2004;
 - (2) The Prosecution shall file its Response to any Rule 98 *bis* Motion by Monday, 22 March 2004
 - (3) The material the Accused is required to produce under Rule 65 *ter* (G), shall be filed by Monday, 12 April 2004;
 - (4) A Pre-Defence Conference shall be held on Monday, 17 May 2004, at 10 a.m.;
 - (5) The Defence case shall commence on Tuesday, 8 June 2004, and the Trial Chamber will sit in that week on Tuesday, 8 to Thursday, 10 June 2004;
 - (6) The Accused shall have 150 days to present his case, as set out above; and
 - (7) Further orders relevant to the Defence case will be made in due course'.
- (see *Press Release No. 826*)

COURTROOM SCHEDULE: *1 MARCH to 5 MARCH 2004

MONDAY 1 MARCH

Courtroom III 14:15 - 19:00, **Hadžihasanović and Kubura**, Trial

TUESDAY 2 MARCH

Courtroom III 09:00 - 13:45, **Hadžihasanović and Kubura**, Trial

WEDNESDAY 3 MARCH

Courtroom I 09:00 - 13:45, **Strugar**, Trial

Courtroom III 09:00 - 13:45, **Hadžihasanović and Kubura**, Trial

THURSDAY 4 MARCH

Courtroom I 09:00 - 13:45, **Strugar**, Trial

Courtroom III 09:00 - 13:45, **Hadžihasanović and Kubura**, Trial

FRIDAY 5 MARCH

Courtroom I 09:00 - 13:45, **Strugar**, Trial

14:15 - 15:45, **Blagoje Simić**, Status Conference

Courtroom II 09:00 - 13:45, **Hadžihasanović and Kubura**, Trial

Courtroom III 09:00 - 13:45, **Deronjić**, Sentencing Hearing

14:15 - 19:00, **Deronjić**, Sentencing Hearing

*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 10 FEBRUARY 2004

DATE	NUMBER	TITLE	E	F	B/C/S
22/02/2004	824	STATEMENT OF JUDGE THEODOR MERON, PRESIDENT OF THE ICTY, UPON THE RESIGNATION OF JUDGE RICHARD GEORGE MAY	E		B/C/S
25/02/2004	825	APPEALS CHAMBER JUDGEMENT IN THE CASE THE PROSECUTOR V. MITAR VASILJEVIĆ, MITAR VASILJEVIĆ SENTENCED TO 15 YEARS' IMPRISONMENT	E	F	B/C/S
25/02/2004	826	MILOŠEVIĆ CASE: TRIAL CHAMBER III CONFIRMS CLOSING OF PROSECUTION CASE AND ISSUES ORDER RESCHEDULING AND SETTING THE TIME AVAILABLE TO PRESENT THE DEFENCE CASE	E		B/C/S

26/02/2004	827	STATEMENT OF PRESIDENT MERON ON APPOINTMENT OF LOUISE ARBOUR AS UN HIGH COMMISSIONER FOR HUMAN RIGHTS	E	
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