



30 July 2004

## ICTY WEEKLY UPDATE – 324

*Please note that Weekly Update No. 325 will be issued on 27 August 2003.*

### PROCEDURAL DEVELOPMENTS

#### I. OVERVIEW OF COURT PROCEEDINGS

##### **KRAJIŠNIK Case (“Bosnia and Herzegovina”)**

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

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

From 26 until 30 July 2004, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Protected Witness KRAJ 565
- Witness Asim Egrlić
- Protected Witness KRAJ 188

The trial was adjourned until 30 August 2004.

##### **Momir NIKOLIĆ Case (“Srebrenica”)**

*Pre-Appeal Judge Güney*

On 26 July 2004, the parties appeared before the Pre-Appeal Judge for a Status Conference pursuant to Rule 65 *bis* (B) of the Rules of Procedure and Evidence.

##### **NALETILIĆ and MARTINOVIĆ Case (“Tuta and Štela”)**

*Pre-Appeal Judge Pocar*

On 26 July 2004, the parties appeared before the Pre-Appeal Judge for a Status Conference pursuant to Rule 65 *bis* (B) of the Rules of Procedure and Evidence.

##### **STAKIĆ Case (“Priedor”)**

*Pre-Appeal Judge Meron*

On 27 July 2004, the parties appeared before the Pre-Appeal Judge for a Status Conference pursuant to Rule 65 *bis* (B) of the Rules of Procedure and Evidence.

##### **GALIĆ Case (“Sarajevo”)**

*Pre-Appeal Judge Mumba*

On 28 July 2004, the parties appeared before the Pre-Appeal Judge for a Status Conference pursuant to Rule 65 *bis* (B) of the Rules of Procedure and Evidence.

##### **BLAŠKIĆ Case (“Lašva Valley”)**

*Appeals Chamber - Judges Pocar (Presiding), Mumba, Güney, Schomburg and Weinberg de Roca*

### APPEALS JUDGEMENT

On 29 July 2004, the parties appeared before the Appeals Chamber for the pronouncement of the Appeals Judgement. The Appeals Chamber reversed the majority of the Trial Chamber's 3 March 2000 convictions and sentenced Tihomir Blaškić to nine years' imprisonment. Credit is given for the period of time already spent in detention, from 16 April 1996 (see *Press Release* No. 875). Judge Schomburg appended a separate opinion limited to the sentence and Judge Weinberg de Roca appended a partial dissenting opinion. On 3 March 2000, the Trial Chamber convicted Tihomir Blaškić to 45 years' imprisonment (see *Press Release* No. 474, *Weekly Update* No. 115 and *Judicial Supplement* No. 13) (see also below "Order of the President on the Application for the Early Release of Tihomir Blaškić).

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

### **ŠEŠELJ Case**

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*Trial Chamber II - Judges Agius (Presiding), Antonetti and Parker*

#### **DECISION ON DEFENCE MOTION FOR PROVISIONAL RELEASE**

On 28 July 2004, the Trial Chamber filed a Decision denying Vojislav Šešelj's 14 June Motion for Provisional Release.

### **STANIŠIĆ and SIMATOVIĆ Case**

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*Trial Chamber III - Judges Robinson (Presiding), Kwon and Swart*

#### **DECISION ON PROVISIONAL RELEASE**

On 28 July 2004, the Trial Chamber granted the Motion for Provisional Release filed by the Defence for Jovica Stanišić on 14 January 2004 (see *Press Release* No. 874).

#### **DECISION ON PROVISIONAL RELEASE**

On 28 July 2004, the Trial Chamber granted the Motion for Provisional Release filed by the Defence for Franko Simatović on 30 January 2004 (see *Press Release* No. 874).

#### **ORDER GRANTING STAY OF DECISIONS ON PROVISIONAL RELEASE**

On 29 July 2004, the Trial Chamber granted a Prosecution motion to stay the two Decisions on provisional release. It ordered that the Prosecution may file an application for leave to appeal no later than 29 July 2004. The applications were filed on the same day.

### **MILOŠEVIĆ Case ("Kosovo, Croatia and Bosnia and Herzegovina")**

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*Trial Chamber III - Judges Robinson (Presiding), Kwon and Bonomy*

#### **ORDER MODIFYING SECOND ORDER GRANTING LEAVE TO AMEND THE CROATIA INDICTMENT**

On 28 July 2004, the Trial Chamber granted the Prosecution leave to further amend the Amended Croatia Indictment. The Second Amended Croatia Indictment, filed by the Prosecution on 26 July 2004, shall be the operative Indictment in this case.

### **BLAŠKIĆ Case ("Lašva Valley")**

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*President of the Tribunal – Judge Meron*

#### **ORDER OF THE PRESIDENT ON THE APPLICATION FOR THE EARLY RELEASE OF TIHOMIR BLAŠKIĆ**

On 29 July 2004, the President of the Tribunal granted the early release request filed by the Defence for Tihomir Blaškić following the Appeals Judgement earlier in the day (see above). Provision is to be made for Tihomir Blaškić's early release to take effect on 2 August 2004 (see *Press Release* No. 876).

### **FURUNDŽIJA Case ("Lašva Valley")**

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*President of the Tribunal – Judge Meron*

#### **ORDER OF THE PRESIDENT ON THE APPLICATION FOR THE EARLY RELEASE OF ANTO FURUNDŽIJA**

On 29 July 2004, the President of the Tribunal granted the Government of Finland's application for the early release of Anto Furundžija, effective 17 August 2004.

## **ADEMI and NORAC Cases**

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

### **DECISION ON MOTION FOR JOINDER OF ACCUSED**

On 30 July 2004, the Trial Chamber granted the Prosecution 27 May 2004 Motion for Joinder of the case against Mirko Norac and the case against Rahim Ademi. The Consolidated Indictment attached to the Prosecution 27 May 2004 Motion is now the official Indictment against the two co-Accused.

### **COURTROOM SCHEDULE: 2 to 6 AUGUST 2004\***

#### **MONDAY 2 AUGUST UNTIL FRIDAY 20 AUGUST 2004**

Court recess

### **PRESS RELEASES ISSUED SINCE 23 JULY 2004**

<b>DATE</b>	<b>NUMBER</b>	<b>TITLE</b>	<b>E</b>	<b>F</b>	<b>B/C/S</b>
28/07/2004	874	TRIAL CHAMBER III ORDERS THE PROVISIONAL RELEASE OF JOVICA STANIŠIĆ AND FRANKO SIMATOVIĆ	E		B/C/S
29/07/2004	875	APPEALS CHAMBER JUDGEMENT IN THE CASE THE PROSECUTOR v. TIHOMIR BLAŠKIĆ	E		B/C/S
29/07/2004	876	TIHOMIR BLAŠKIĆ GRANTED EARLY RELEASE	E		B/C/S

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