



10 February 2006

ICTY WEEKLY UPDATE – 389

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MILOŠEVIĆ Case

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

Continuation of the Defence case

From 6 February until 8 February 2006, the following witness was examined by the accused and subsequently cross-examined by the Prosecution:

- Witness Branko Kostić (a member of the Yugoslav Presidency during the relevant period)

MARTIĆ Case

Trial Chamber I – Judges Moloto(Presiding), Nosworthy and Höpfel

Continuation of the Prosecution case

On 6 February 2006, the following witness was re-examined by the Prosecution:

- Witness Reynaud Theunens (a staff member of the ICTY/Office of the Prosecutor)

From 6 February to 7 February 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Radoslav Maksić (a member of the Serbian Territorial Defence Staff in Knin during the relevant period)

On 9 February 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Jasna Denona (a civilian wounded in 1991 in the village of Bruška, near Benkovac in Croatia)

MRKŠIĆ et al. Case

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

Continuation of the Prosecution case

From 6 February until 7 February 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Ljubica Došen (the wife of a missing person from Vukovar testifying via video link)

On 8 February 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Tanja Došen (a daughter of a missing person from Vukovar)

From 9 February to 10 February 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Protected witness P-007

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

PTV, Communication Service

Churchillplein 1, 2517 JW The Hague. P.O. Box 13888, 2501 EW The Hague. Netherlands
Tel.: +31 70 512-8591 Fax: +31 70 512 5355 or 512-8668

Not an official document
Only for public information purposes

II. OVERVIEW OF SELECTED COURT DOCUMENTS

ORIĆ Case

Trial Chamber II – Judges Agius (Presiding), Brydensholt and Eser

DECISION ON DEFENCE MOTION TO EXCLUDE INTERVIEW OF THE ACCUSED PURSUANT TO RULES 89(D) AND 95

On 7 February 2006, Trial Chamber II denied the Defence's "Motion to exclude the alleged record of interview of the accused pursuant to Rules 89(D) and 95, filed on 23 January 2006.

AMENDED FURTHER *PROPRIO MOTU* ORDER TO CALL A HANDWRITING EXPERT

On 7 February 2006, pursuant to Rules 54 and 98 of the Rules, Trial Chamber II ordered that:

- i) in accordance with the second order and the amended deadlines set out hereinafter, the Registry shall provide for the translation of the Report of the handwriting expert from the Slovenian into the English and BCS, as expeditiously as practicable after completion of the Report and prior to the oral evidence of the handwriting expert;
- ii) the handwriting expert shall be available to give oral evidence before the Trial Chamber on Thursday, 28 February 2006, as well as Wednesday 1 and Thursday 2 March 2006, if so required;
- iii) Wilhelmus Petrus Franciscus Fagel, expert witness called by the Prosecution, and Esad Bilić, expert witness called by the Defence, shall be available to be present during the presentation of the oral evidence of the handwriting expert to assist both Parties in the examination of the handwriting expert, should either of the Parties so desire.

DECISION ON THE PROSECUTION MOTION WITH *ADDENDUM* AND *URGENT ADDENDUM* TO PRESENT REBUTTAL EVIDENCE PURSUANT TO RULE 85(A)(iii)

On 9 February 2006, pursuant to Rules 85(A)(iii), 89(C) and 92*bis* of the Rules, Trial Chamber II denied the Prosecution's motion seeking to admit in rebuttal the testimony of two *viva voce* witnesses and three areas of documentary evidence, filed confidentially on 24 January 2006.

SCHEDULING ORDER FOR CASE COMPLETION

On 9 February 2006, pursuant to Rules 54, 86, 126*bis* and 127 of the Rules, Trial Chamber II ordered the Parties to file their closing briefs no later than 17 March 2006, file any response to the closing briefs no later than 24 March 2006 and to present their closing arguments during the week of 3-7 April 2006.

HADŽIHASANOVIĆ & KUBURA Case

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

ORDONNANCE PORTANT CALENDRIER (SCHEDULING ORDER)

On 9 February 2006, pursuant to Rules 87 and 98^{ter} of the Rules, Trial Chamber II ordered that the judgement in Hadžihasanović & Kubura case be delivered on Wednesday, 15 March 2006, at 14:15.

**POPOVIĆ, BEARA, DRAGO NIKOLIĆ, BOROVIČANIN, TOLIMIR, MILETIĆ, GVERO,
PANDUREVIĆ and TRBIĆ Case**

Pre-Trial Judge Agius

**SCHEDULING ORDER FOR A STATUS CONFERENCE AND FURTHER APPEARANCE OF THE
ACCUSED**

On 7 February 2006, pursuant to Rules 50 and 65^{bis} of the Rules, the Pre-Trial Judge issued an order:

- that a Status Conference be held on Tuesday, 7 March 2006, at 14:15; and
- that during the course of the Status Conference, the accused Vujadin Popović, Ljubiša Beara, Drago Nikolić, Ljubomir Borovčanin, Vinko Pandurević and Milorad Trbić shall enter pleas of “guilty” or “not guilty” on the new charges in the Consolidated amended indictment.

STANIŠIĆ & SIMATOVIĆ Case

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

**DECISION ON STANIŠIĆ DEFENCE’S MOTION FOR TEMPORARY MODIFICATION OF
PROVISIONAL RELEASE CONDITIONS**

On 8 February 2006, pursuant to Rules 54 and 65 of the Rules, Trial Chamber III granted J. Stanišić’s motion requesting a modification of the conditions of his provisional release, filed on 23 November 2005. The decision stated that the accused may leave the municipality of Belgrade and go to the Igalo Institute in Montenegro for the sole purpose of receiving medical treatment for a period of no more than four consecutive weeks beginning on 11 February 2006. The motion was granted subject to certain conditions set forth in the decision.

DRAGOMIR MILOŠEVIĆ Case

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

DECISION ON SECOND DEFENCE MOTION FOR PROVISIONAL RELEASE

On 9 February 2006, the Trial Chamber dismissed D. Milošević’s second motion for provisional release, filed on 28 December 2005, with the separate opinion of Judge Antonetti.

COURTROOM SCHEDULE: 13 FEBRUARY – 17 FEBRUARY 2006*

MONDAY 13 FEBRUARY

Courtroom I 09:00 – 13:45, **Milošević**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 14:30 – 16:00, **Sredoje Lukić**, Further appearance

TUESDAY 14 FEBRUARY

Courtroom I 09:00 – 13:45, **Milošević**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 08:00 – 08:30, **Naletilić&Martinović**, Status Conference
10:00 – 12:00, **Haradinaj&Balaj&Brahimaj**, Status Conference

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

PTV, Communication Services

Churchillplein 1, 2517 JW The Hague. P.O. Box 13888, 2501 EW The Hague. Netherlands
Tel.: +31 70 512-8591 Fax: +31 70 512 5355 or 512-8668

**Not an official document
Only for public information purposes**

WEDNESDAY 15 FEBRUARY

Courtroom I 08:00 – 08:30, **Perišić**, Status Conference
09:00 – 13:45, **Milošević**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 08:00 – 08:30, **Mičo Stanišić**, Status Conference
14:15 – 19:00, **Milan Martić**, Trial

THURSDAY 16 FEBRUARY

Courtroom I 09:00 – 13:45, **Mrkšić&Radić&Šljivančanin**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom II 14:15 – 19:00, **Krajišnik**, Trial

FRIDAY 17 FEBRUARY

Courtroom I 09:00 – 13:45, **Mrkšić&Radić&Šljivančanin**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom II 08:00 – 08:30, **Blagoje Simić**, Status Conference
09:00 – 13:45, **Krajišnik**, 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).

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](#)