



2 June 2006

ICTY WEEKLY UPDATE – 404

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MARTIĆ Case

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

Continuation of the Prosecution case

From 29 May until 30 May 2006, the following witness was cross-examined by the Defence:

- Witness John McElligott (member of the United Nations Protection Force in Croatia during the relevant period)

From 30 May until 1 June 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Charles Kirudja (member of the United Nations Protection Force in Croatia during the relevant period)

On 2 June 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Aernaut van Lynden (Sky News war correspondent from the former Yugoslavia)

MRKŠIĆ et al. Case

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

Continuation of the Prosecution case

From 30 May until 1 June 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness P-030

From 1 June until 2 June 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Ivan Grujić (Head of the Croatian Commission for detainees and missing persons)

KRAJIŠNIK Case

Trial Chamber I - Judges Orić (Presiding), Canivell and Hanoteau

Continuation of the Defence case

From 29 May until 1 June 2006, the following witness was cross-examined by the Prosecution:

- Witness Momčilo Krajišnik (the accused)

PRLIĆ et al. Case

Trial Chamber II – Judges Antonetti (Presiding), Prandler, Trechsel and Mindua (Ad Litem Reserve Judge)

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Continuation of the Prosecution case

From 29 May until 30 May 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Milivoj Gagro (politician and Mayor of Mostar during the relevant period)

On 31 May 2006, the following witness was cross-examined by the Defence and subsequently re-examined by the Prosecution (continuation from 25 May 2006):

- Witness Seid Smajkić (Mufti in Mostar)

The *Prlić et al.* trial will resume on 13 June at 14:15 in courtroom III.

Blagoje SIMIĆ Case

Appeals Chamber – Judges Güney (Presiding), Shahabuddeen, Daqun, Vaz and Schomburg

On 2 June 2006, the parties met before the Appeals Chamber for an appeal hearing pursuant to Rule 114 of the Rules. The appellant was present.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

BOŠKOSKI & TARČULOVSKI Case

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

DECISION ON PROSECUTION'S MOTION TO AMEND THE INDICTMENT AND SUBMISSION OF PROPOSED SECOND AMENDED INDICTMENT AND SUBMISSION OF AMENDED PRE-TRIAL BRIEF

On 26 May 2006, pursuant to Rule 50 of the Rules, Trial Chamber II ordered, *inter alia*, that the amended indictment dated 2 November 2005 be replaced by the Second amended indictment, dated 4 April 2006.

STANIŠIĆ & SIMATOVIĆ Case

Trial Chamber III – Judges Robinson (Presiding), Thelin and Höpfel

ORDER ON PROSECUTION SUBMISSION OF REVISED SECOND AMENDED INDICTMENT

On 31 May 2006, pursuant to Rule 54 of the Rules, Trial Chamber III ordered that the Revised second amended indictment, filed by the Prosecution on 15 May 2006, be the operative indictment in this case. The Prosecution was ordered to correct the numbering of paragraphs 66-69 in the "track changes" version of this indictment.

POPOVIĆ et al. Case

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

DECISION ON MOTIONS CHALLENGING THE INDICTMENT PURSUANT TO RULE 72 OF THE RULES

On 31 May 2006, Trial Chamber II ordered, *inter alia*, that the Prosecution shall file, no later than 9 June 2006, a second consolidated indictment implementing all changes ordered in this decision.

Stjepan ŠEŠELJ, MARGETIĆ, KRIŽIĆ and JOVIĆ Cases (“contempt of court”)

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

DECISION ON MOTION FOR JOINDER

On 31 May 2006, pursuant to Rules 48 and 54 of the Rules, Trial Chamber III ordered, *inter alia*, that the cases *Prosecutor v. S. Šešelj and D. Margetić* and the case of *Prosecutor v. M. Križić* be joined. Regarding Josip Jović, the Chamber concluded that “he will be tried separately”.

MILUTINOVIĆ et al. Case

Trial Chamber III – Judges Bonomy (Presiding), Thelin and Höpfel

DECISION ON JOINT MOTION FOR TEMPORARY PROVISIONAL RELEASE DURING SUMMER RECESS

On 1 June 2006, pursuant to Article 29 of the Statute and Rules 54 and 65 of the Rules, Trial Chamber III granted the joint request by the accused for temporary provisional release during the summer recess, filed on 22 May 2006. The order stated that the accused shall be transported to Schiphol airport on 15 July 2006 and return to the Detention Unit no later than 31 July 2006 at 14:00 hours.

SLOBODAN MILOŠEVIĆ Case

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

DECISION ON ASSIGNED COUNSEL’S MOTION TO LIFT CONFIDENTIALITY OF CERTAIN PLEADINGS AND MEDICAL REPORTS

On 1 June 2006, pursuant to Rule 54 of the Rules, Trial Chamber III granted the “Assigned counsel motion to lift the confidential status of all pleadings and medical reports relating to (i) the assigned counsel request for provisional release, and (ii) the litigation arising from the medical treatment of Mr. Slobodan Milošević in the UN Detention Unit and confidential annexes A and B” filed by Mr Steven Kay and Ms Gillian Higgins on 17 March 2006.

COURTROOM SCHEDULE: 5 JUNE – 9 JUNE 2006*

MONDAY 5 JUNE

No trials - Whit Monday

TUESDAY 6 JUNE

Courtroom I 12:30 – 17:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Martić**, Trial
14:15 – 19:00, **Krajišnik**, Trial

WEDNESDAY 7 JUNE

Courtroom I 12:30 – 17:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Martić**, Trial
14:15 – 19:00, **Krajišnik**, Trial

THURSDAY 8 JUNE

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

FRIDAY 9 JUNE

Courtroom I 09:00 – 13:45, **Mrkšić&Radić&Šljivančanin**, Trial
14:30 – 15:30, **Haradinaj et al.**, Status Conference
Courtroom III 09:00 – 13:45, **Martić**, Trial

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14:15 – 19:00, **Krajišnik**, Trial

*The courtroom schedule is provisional and you are invited to check for last minute changes with the Media Office (+31-70-512-5343, - 5356, or – 8752)

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 26 MAY 2006

Date	Number	Title	E	F	B/C/S
31/05/2006	1081	RELEASE OF INTERNAL REPORT INTO SLOBODAN MILOŠEVIĆ'S DEATH	E		B/C/S
31/05/2006	1082	MACEDONIAN FOREIGN AFFAIRS MINISTER VISITS DETENTION UNIT	E		B/C/S
31/05/2006	1083	ICTY PLENARY DISCUSSES WAYS TO EXPEDITE COURT PROCEEDINGS	E		B/C/S

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](#)

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