



8 September 2006

ICTY WEEKLY UPDATE – 414

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MILUTINOVIĆ et al. Case

Trial Chamber III - Judges Bonomy (Presiding), Chowhan, Kamenova and Nosworthy (Reserve Judge)

Continuation of the Prosecution case

From 5 September until 7 September 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Abdulhaqim Shaqiri (eye-witness from the municipality of Gnjilane/Gjilan in Kosovo)

From 7 September until 8 September 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Bajram Bucaliu (eye-witness from the municipality of Uroševac/Ferizaj in Kosovo)

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

- Florim Krasniqi (eye-witness from the municipality of Uroševac/Ferizaj in Kosovo)

POPOVIĆ et al. Case (“Srebrenica”)

Trial Chamber II - Judge Agius (Presiding), Kwon and Prost

Continuation of the Prosecution case

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

- Ahmo Hasić (eye-witness from Srebrenica)

From 7 September until 8 September 2006, the following witness was examined by the Prosecution:

- Jean-Rene Ruez (former staff member of the ICTY/Office of the Prosecutor – chief investigator of the Srebrenica event)

MARTIĆ Case

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

Continuation of the Defence case

From 4 September until 5 September 2006, the following witness testified in closed session:

- MM-090

From 6 September until 8 September 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Slobodan Perić (Yugoslav Army officer during the relevant period)

PRLIĆ et al. Case

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

Continuation of the Prosecution case

From 4 September until 7 September 2006, the following witness was examined by the Prosecution, subsequently cross examined by the Defence and then re-examined by the Prosecution:

- William Tomljanovich (staff member of the ICTY/Office of the Prosecutor)

MRKŠIĆ et al. Case

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

Continuation of the Defence case

On 4 September 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Nele Reljić (member of the Yugoslav Army during the relevant period)

On 6 September 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Razvigor Virijević (member of the Yugoslav Army during the relevant period)

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

- Zoran Bašić (member of the Yugoslav Army during the relevant period)

GOTOVINA et al. Case

Pre-Trial Judge Støle

On 7 September 2006, the parties met before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused Gotovina was present (the accused Čermak and Markač are on provisional release).

II. OVERVIEW OF SELECTED COURT DOCUMENTS

KOVAČEVIĆ Case

Trial Chamber I – Judges Orić (Presiding), Moloto and Canivell

DECISION ON DEFENCE MOTION TO DISMISS THE INDICTMENT

On 1 September 2006, the Trial Chamber denied the “Defence motion to dismiss the indictment”, filed on 27 April 2006.

KRAJIŠNIK Case

Judge Parker – Vice President of the ICTY

ORDER ON DEFENCE MOTION THAT HIS HONOUR JUDGE MERON NOT SIT ON AN APPEAL

On 1 September 2006, pursuant to Rules 15 and 21 of the Rules, Judge Parker refused the "Defence motion that His Honour Judge Meron not sit on this appeal, filed by Momčilo Krajišnik on 13 July 2006.

STANIŠIĆ & SIMATOVIĆ Case

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

DECISION ON THE RE-FILING OF THE REQUEST OF DEFENCE OF JOVICA STANIŠIĆ FOR TEMPORAL MODIFICATION OF PROVISIONAL RELEASE

On 4 September 2006, the Trial Chamber granted a request for modification of provisional release of Jovica Stanišić and ordered, *inter alia*, that the accused may leave the municipality of Belgrade for Neštin, in the municipality of Bačka Palanka, for the period of 5 September to 14 September 2006, for the purpose of visiting his father and his mother's grave.

RAŠEVIĆ & TODOVIĆ Case

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

DECISION ON SAVO TODOVIĆ'S APPEAL AGAINST DECISIONS ON REFERRAL UNDER RULE 11BIS

On 4 September 2006, the Appeals Chamber dismissed the appeals against the decision to refer the Rašević and Todović case to Bosnia and Herzegovina – *See Press Release number 1105, dated 5 September 2006.*

MARTIĆ Case

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

DECISION REVISING THE TIME AVAILABLE TO THE DEFENCE FOR PRESENTING EVIDENCE AND INCORPORATED SCHEDULING ORDER

On 7 September 2006, pursuant to Articles 20 and 21 of the Statute and Rules 54, 73ter and 86 of the Rules, Trial Chamber I ordered, *inter alia*, that the following schedule be followed during the remainder of the trial:

- 2-6 October 2006: adjournment of the trial;
- 20 November 2006: Defence evidence concludes;
- 11 December 2006: filing of the Final Trial Brief of each party;
- 10 January 2007: closing arguments of the Prosecution;
- 11 January 2007: closing arguments of the Defence;
- 12 January 2007: closing arguments in rebuttal and rejoinder, if any.

COURTROOM SCHEDULE: 11 SEPTEMBER – 15 SEPTEMBER 2006*

MONDAY 11 SEPTEMBER

Courtroom I 09:00 – 13:45, **Milutinović et al.**, Trial
14:15 – 19:00, **Mrkšić et al.**, Trial
Courtroom II 14:15 – 19:00, **Martić**, Trial
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Prlić et al.**, Trial

TUESDAY 12 SEPTEMBER

Courtroom I 09:00 – 13:45, **Mrkšić et al.**, Trial
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Martić**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

WEDNESDAY 13 SEPTEMBER

Courtroom I 14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Martić**, Trial
Courtroom III 14:15 – 19:00, **Prlić et al.**, Trial

THURSDAY 14 SEPTEMBER

Courtroom I 09:00 – 13:45, **Mrkšić et al.**, Trial
14:15 – 19:00, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Martić**, Trial
14:15 – 16:00, **Šešelj**, Status Conference
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial
14:15 – 19:00, **Popović et al.**, Trial

FRIDAY 15 SEPTEMBER

Courtroom I 09:00 – 13:45, **Milutinović et al.**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom II 09:00 – 13:45, **Mrkšić et al.**, Trial
14:30 – 15:30, **Bralo**, Status Conference
Courtroom III 08:00 – 08:30, **Trbić**, Status Conference
09:00 – 13:45, **Popović et al.**, Trial
14:15 – 19:00, **Lukić et al.**, Rule 11bis hearing
Kovačević, Rule 11bis hearing (this hearing will start half an hour after the Lukić et al. hearing)

*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 1 SEPTEMBER 2006

Date	Number	Title	E	F	B/C/S
05/09/2006	1105	RAŠEVIĆ AND TODOVIĆ CASE REFERRED TO BOSNIA AND HERZEGOVINA	E		B/C/S
07/09/2006	1106	PROSECUTOR AT OSCE PERMANENT COUNCIL URGING END TO WAR CRIME IMPUNITY GAP	E		B/C/S

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