



Monday 20 August 2007

Highlights of 23/07/2007 through 17/08/2007 - Nr. 19

[20 July](#)**Zdravko Tolimir will be tried separately from the ongoing Srebrenica trial**

Trial Chamber II denies the Prosecution's motion to join the case of Zdravko Tolimir with the Popović *et al.* case (Srebrenica) on the grounds that "joinder would adversely affect the rights of Tolimir and the Accused in the Popović *et al.* case to a fair trial." The Chamber concluded that "any possible advantage resulting from joinder does not outweigh the adverse effect that it would have on other rights of Tolimir, as well as on the Accused in the Popović *et al.* case in that it will unduly prolong the length of their trial. The protection of the rights of all the accused involved, therefore, militates against joining the two cases."

Zdravko Tolimir, indicted in 2005 for genocide and other crimes related to events in Srebrenica in 1995, was transferred to The Hague on 1 June 2007.

[23 July](#)**Tribunal's IT equipment donated to Kosovo schools**

Fevzi Berisha, Kosovo's Deputy Minister of Education, receives in Priština a donation by the ICTY of around 300 computers and related equipment. The equipment, composed of monitors, hard drives, laptops, UPS and printers, will be distributed to schools throughout Kosovo.

The donation is part of the Tribunal Asset Disposal Unit's ongoing project to supply replaced office equipment to agencies which may benefit from it in the former Yugoslavia. The ADU is a part of the Transport and Logistical Support Unit (General Services Section) and is responsible for the organization, planning and physical disposal of all written-off assets and expendables in the Tribunal in a responsible and transparent way.

[25 July](#)**Carla Del Ponte: Karadžić and Mladić still at large is "unacceptable"**

It has been 12 years to the day since the ICTY indicted Radovan Karadžić and Ratko Mladić. After 12 years, they are still at large. This is "a permanent shadow not only on the work of this Tribunal, but also on the international community as a whole," says the ICTY Prosecutor. Her statement reads further that "the fact that two of the most notorious war crimes indictees are still able to evade justice is simply unacceptable."

After calling upon Serbia, Bosnia and Herzegovina, Montenegro and the international community for the arrest of all the four remaining fugitives, Carla Del Ponte concludes: "We must remain strong and vigilant in our pursuit because this is what we owe to the thousands upon thousands of those who perished at the hands of Karadžić and Mladić and their subordinates."

The full text of the statement can be found on the ICTY website at:

<http://www.un.org/icty/latest-e/index.htm>

[30 July](#)**Šešelj case : Decision on financing the defence of the accused**

Pre-trial Judge Jean-Claude Antonetti sets forth in the Decision "certain guidelines" regarding the legal aid to be attributed to the "team ... to assist the Accused, who has chosen to represent himself." Vojislav Šešelj "must prove that he does not have the financial means to pay for his defence," and "he now has to provide the necessary documents ... in support [of his financial situation]." He also must designate at least one associate who satisfies the requirements of Rule 45 of the Rules of Procedure and Evidence [Assignment of Counsel], as well as one "who will work as a case manager and who will liaise with the organs of the Tribunal." The Registry will set "the reasonable and necessary amounts to be allocated to the Accused for the preparation and presentation of his defence, taking into account the complexity of the case and the estimated length of the trial." The Registry will also monitor the use of the funds.

[6 August and 16 August](#)
Milutinović *et al.* and Prlić *et al.* trials resume

Although the summer recess is not over yet, the trial in the Milutinović *et al.* case resumes on 6 August, with the former Serbian President Milan Milutinović's defense starting his case. On 16 August, the trial in the Prlić *et al.* case also resumes.

Five other trials resume this week. See the court schedule below.

[7 August](#)
Ukraine signs enforcement of sentences agreement

This agreement will allow for persons convicted before the Tribunal to serve their sentences in Ukrainian prisons.

This makes the twelfth state to enter into an enforcement of sentences agreement with the Tribunal. In addition to Ukraine, Austria, Belgium, Denmark, Finland, France, Germany, Italy, Norway, Spain, Sweden, and the United Kingdom, have entered into agreements on enforcement of sentences.

A press release was issued as follows: CT/MOW/1180e at <http://www.un.org/icty/latest-e/index.htm>

FIVE TRIALS TO RESUME THIS WEEK

Five trials resume this week, bringing the number of trials (involving 26 accused) held simultaneously to seven: Haradinaj *et al.* on Monday afternoon 20 August; Popović *et al.* and Dragomir Milošević on Tuesday morning 21 August; Rasim Delić and Bošković/Tarčulovski on Tuesday afternoon 21 August.

COURT WINTER RECESS

The winter recess has been scheduled from Monday 17 December 2007 to Sunday 6 January 2008.

ICTY PROCEEDINGS COMPLETED WITH REGARD TO 105 ACCUSED

Since the very first hearing (referral request in the Tadić case) on 8 November 1994, the Tribunal has indicted a total of 161 individuals, and has already completed proceedings with regard to 105 of them: five have been acquitted, 51 sentenced (seven are awaiting transfer, 26 have been transferred, 16 have served their term, and two died while serving their sentence), 13 have had their cases transferred to local courts. Another 36 cases have been terminated (either because indictments were withdrawn or because the accused died, before or after transfer to the Tribunal).

Proceedings are on-going with regard to 56 accused: 11 are at the appeals stage, three are awaiting judgement by a Trial Chamber, 26 are currently on trial, 12 are at pre-trial and four are still at large.

The figure of the accused at the appeals stage includes Sefer Halilović, Fatmir Limaj and Isak Musliu (who have been acquitted and released but in whose case the Office of the Prosecutor has filed an appeal), as well as Amir Kubura and Naser Orić. These two accused have been sentenced and granted early release (Kubura) and release (Orić), but the OTP has appealed against the Trial Chamber's Judgements.

A further 20 individuals have also been the subject of contempt proceedings.

The ICTY Digest is a publication of the Registry, prepared and produced by the PTV Section.
Registrar: Hans Holthuis. Chief PTV: Christian Chartier
Assistants: Isabelle Lambert, Gea van der Werf

Queries and comments:

Christian Chartier, Editor: +31.70.512.52.40, chartier.icty@un.org
Denise Gustin-Gardella, Assistant Editor: +31.70.512.53.49, gustin.icty@un.org

International Criminal Tribunal for the former Yugoslavia, Churchillplein 1, 2517 JW The Hague, the Netherlands
www.un.org/icty

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