



11 April 2008

ICTY WEEKLY UPDATE – 485

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 Defence case

On 17 March and 18 March 2008, the following witness testified:

- **Vladimir Ilić** (member of the Serbian special police unit/PJP during the relevant period)

On 18 March and 19 March 2008, the following witness testified:

- **Gvozden Gagić** (member of the Administration of Crime Prevention Police of the Serbian Ministry of Interior/Chief of the Section for investigation of war crimes during the relevant period)

On 19 March 2008, the following witness testified:

- **Radovan Paponjak** (Serbian police officer in the city of Peć/Peje, Kosovo, during the relevant period)

On 20 March 2008, the parties discussed procedural matters.

On 1 April 2008, the following witness testified:

- **Zoran Živković** (former Minister of Interior of the Federal Republic of Yugoslavia and then Prime Minister of the Republic of Serbia)

On 1 April and 2 April 2008, the following witness testified:

- **Dragan Furdulović** (former Chief of Department for war crimes investigation and search for missing persons of the Serbian Ministry of Interior)

On 2 April and 3 April 2008, the following witness testified:

- **Milomir Pantić** (Chief of police in the municipality of Istok/Istog, Kosovo, during the relevant period)

On 3 April and then on 8 April 2008, the following witness testified:

- **Dragan Živaljević** (member of the Serbian special police unit/PJP during the relevant period)

From 8 April until 10 April 2008, the following witness testified:

- **Duško Adamović** (member of the Staff of the Serbian Ministry of Interior in Priština during the relevant period)

On 10 April and 11 April 2008, the following witness testified:

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- **Nebojša Bogunović** (Deputy Chief of police in Đakovica/Gjakove and then in Kosovska Mitrovica in Kosovo during the relevant period)

On 11 April 2008, the following witness testified:

- **Shaban Fazliu** (eye-witness testifying about the events in the area of Uroševac/Ferizaj, Kosovo, during the relevant period)

GOTOVINA et al. Case

Trial Chamber I – Judges Orić (Presiding), Krišćić and Gwaunza

Continuation of the Prosecution case

On 7 April and 8 April 2008, the following witness testified:

- **Witness P-006** (eye-witness testifying about the situation in Knin during the relevant period)

From 9 April until 11 April 2008, the following witness testified:

- **Edward Flynn** (member of the UN Human Rights Action Team in the area of Knin during the relevant period)

Vojislav ŠEŠELJ Case

Trial Chamber III – Judges Antonetti (Presiding), Harhoff and Lattanzi

Continuation of the Prosecution case

On 18 March and 19 March 2008, the following witness testified:

- **Emil Čakalić** (employee in the Vukovar hospital, then prisoner at “Ovčara” Farm during the relevant period)

On 20 March 2008, the parties discussed evidentiary matters.

On 25 March and 26 March 2008, the following witness testified:

- **Witness VS-1013** (imprisoned by Serbs in Zvornik, BiH, during the relevant period)

On 27 March 2008, the following witness testified:

- **Witness VS-1015** (imprisoned by Serbs in the area of Zvornik, BiH, during the relevant period)

On 1 April and 2 April 2008, the following witness testified:

- **Witness VS-033** (member/volunteer of the Serbian Radical Party during the relevant period)

On 3 April and 8 April 2008, the parties discussed evidentiary matters.

On 9 April 2008, the following witness testified:

- **Fadil Ković** (imprisoned by Serbs in the area of Zvornik, BiH, during the relevant period)

On 10 April 2008, the following witness testified:

- **Witness VS-1062** (eye-witness testifying about the events in Zvornik, BiH, during the relevant period)

BOŠKOSKI & TARČULOVSKI Case

Trial Chamber I – Judges Parker (Presiding), Thelin and Van den Wyngaert

Completion of the Defence case

On 18 March 2008, the following witnesses testified:

- **Igor Dimovski** (employee in the Macedonian Ministry of Interior)

This was the last witness for the Defence of Johan Tarčulovski and the presentation of evidence is therefore closed.

The closing arguments are scheduled to commence on 6 May 2008.

DELIĆ Case

Trial Chamber I – Judges Moloto (Presiding), Harhoff and Lattanzi

Continuation of the Defence case

On 14 March and then again on 17 March 2008, the following witnesses testified:

- **Hajrudin Hubo** (BiH Army officer holding various positions in the 3rd Corps during the relevant period)

On 18 March 2008, the following witnesses testified:

- **Witness DW-4** (BiH Army officer – Company Commander in central BiH during the relevant period)

From 25 March until 27 March 2008, the following witnesses testified:

- **Vahid Karavelić** (Commander of the 1st Corps of the BiH Army during the relevant period)

On 3 April and 4 April 2008, the following witnesses testified:

- **Izet Karahasanović** (BiH Army officer – member of the 328th Brigade during the relevant period)

On 8 April and 9 April 2008, the following witnesses testified:

- **Ismet Dedović** (BiH Army officer – personal security of General Rasim Delić during the relevant period)

On 10 April and 11 April 2008, the following witnesses testified:

- **Alija Lončarić** (BiH Army officer holding various positions in the Main Staff during the relevant period)

HARADINAJ et al. Case

Trial Chamber I - Judges Orić (presiding), Höpfel and Støle

Trial Chamber Judgement

On 3 April 2008, the Trial Chamber rendered its judgement: Ramush Haradinaj and Idriz Balaj were acquitted of all charges whereas Lahi Brahimaj was sentenced to six years' imprisonment – *See Press Release number 1232, dated 3 April 2008.*

STANIŠIĆ & SIMATOVIĆ Case

Trial Chamber III - Judges Robinson (presiding), David and Picard

Pre-trial proceedings

On 17 March 2008, the proceedings were held in closed session.

On 18 March and then on 1 and 2 April 2008, the parties met before Trial Chamber III to discuss the medical condition of Jovica Stanišić.

On 7 April and 8 April 2008, the parties examined a medical expert Joseph De Man, who had conducted psychiatric evaluation of Jovica Stanišić.

On 9 April 2008, the Trial Chamber issued a written order stating that Jovica Stanišić is fit to stand trial and scheduling the commencement of the trial for 14 April 2008 – *See Press Release number 1236, dated 9 April 2008.*

KRAJIŠNIK Case

Judge Meron

On 31 March 2008, the parties met before Judge Meron for a Status Conference pursuant to Rule 65*bis*. The appellant was present.

ORIĆ Case

Appeals Chamber – Judges Schomburg (presiding), Shahabuddeen, Daqun, Vaz and Meron

On 1 April and 2 April 2008, the parties met before the Appeals Chamber for appeals hearing. The appeal judgement will be rendered in due course.

II. OVERVIEW OF SELECTED COURT DOCUMENTS

PRLIĆ et al. Case

Trial Chamber III – Judges Antonetti (Presiding), Prandler, Trechsel and Mindua (Reserve Judge)

DECISIONS ON MOTIONS FOR PROVISIONAL RELEASE

On 19 March 2008, Trial Chamber III granted a motion by Berislav Pušić for his provisional release. Subsequently, on 26 March 2008, the Appeals Chamber stayed the decision pending an appeal.

On 31 March 2008, the Chamber granted a motion for provisional release of Milivoj Petković but they ordered a stay of the decision pending an appeal.

On 1 April 2008, the Trial Chamber denied a motion for provisional release of Slobodan Praljak.

On 7 April 2008, Jadranko Prlić was granted provisional release but the decision was stayed pending an appeal.

On 8 April 2008, the Chamber denied a motion for provisional release of Valentin Ćorić.

On 8 April 2008, a motion for provisional release of Bruno Stojić was granted but the Chamber ordered a stay of the decision pending an appeal.

MILUTINOVIĆ et al. Case

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

ORDER MODIFYING DECISION ON ŠAINOVIĆ MOTION FOR TEMPORARY PROVISIONAL RELEASE

On 7 April 2008, pursuant to Article 29 of the Statute and Rules 54 and 65 of the Rules, Trial Chamber III granted a motion by the Defence, modified its previous decision and ordered that Nikola Šainović be provisionally released from 8 April until 13 April 2008 in order to attend the funeral of his mother – See Press Release number 1235, dated 7 April 2008.

STANIŠIĆ SIMATOVIĆ Case

Trial Chamber III - Judges Robinson (presiding), David and Picard

DECISION ON FUTURE COURSE OF PROCEEDINGS

On 9 April 2008, pursuant to Article 29 of the Statute and Rules 54 and 65 of the Rules, Trial Chamber III ordered that the trial shall commence on Monday, 14 April 2008, at 14:15 at which times the pre-trial Conference and opening statement shall take place. The Registrar was ordered to set up a video-conference link at the UN Detention Unit which would allow the accused Stanišić to follow the proceedings – See Press Release number 1236, dated 9 April 2008.

POPOVIĆ et al. Case

Trial Chamber II – Judges Agius (Presiding), Kwon, Prost and Støle (Reserve Judge)

DECISION ON MOTIONS FOR PROVISIONAL RELEASE

On 9 April 2008, pursuant to Article 29 of the Statute and Rules 54 and 65 of the Rules, Trial Chamber II granted Defence motions and ordered that the accused Miletić and Gvero shall be provisionally released for a period not exceeding 14 days whereas the accused Borovčanin be released for a period of seven days. The exact dates shall be determined in consultations between the UN Detention Unit, the Registrar and a representative of the Trial Chamber.

However, all three decisions were stayed pending an appeal.

MIĆO STANIŠIĆ Case

Trial Chamber II – Judges Parker (Presiding), Van den Wyngaert and Thelin

DECISION FOLLOWING THE REGISTRAR'S SUBMISSION REGARDING MIĆO STANIŠIĆ'S LEGAL REPRESENTATION WITH INCORPORATED SCHEDULING ORDER AND ORDER RECALLING THE ACCUSED FROM PROVISIONAL RELEASE

On 11 April 2008, pursuant to Articles 20 and 29 of the Statute and Rules 65 and 65bis of the Rules, Trial Chamber II ordered that a combined Status Conference and hearing concerning the accused's legal representation shall take place on 6 May 2008, starting at 10:00 in courtroom II. The Chamber suspended the provisional release of Mićo Stanišić and ordered him to return to the UN Detention Unit by 2 May 2008.

COURTROOM SCHEDULE: 14 APRIL – 18 APRIL 2008*

MONDAY 14 APRIL

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
Courtroom II 09:00 – 13:45, **Delić**, Trial
14:15 – 19:00, **Stanišić&Simatović**, Pre-trial Conference

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Courtroom III 09:00 – 13:45, **Gotovina et al.**, Trial

TUESDAY 15 APRIL

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
 Courtroom II 09:00 – 13:45, **Delić**, Trial
 14:15 – 19:00, **Stanišić&Simatović**, Trial
 Courtroom III 09:00 – 13:45, **Gotovina et al.**, Trial
 14:45 – 19:00, **Šešelj**, Trial

WEDNESDAY 16 APRIL

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
 Courtroom II 09:00 – 13:45, **Delić**, Trial
 14:15 – 19:00, **Stanišić&Simatović**, Trial
 Courtroom III 09:00 – 13:45, **Gotovina et al.**, Trial
 14:45 – 19:00, **Šešelj**, Trial

THURSDAY 17 APRIL

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
 Courtroom II 09:00 – 13:45, **Delić**, Trial
 14:15 – 19:00, **Stanišić&Simatović**, Trial
 Courtroom III 09:00 – 13:45, **Gotovina et al.**, Trial
 14:15 – 18:30, **Šešelj**, Trial

FRIDAY 18 APRIL

Courtroom I 09:00 – 15:30, **Milutinović et al.**, Trial
 Courtroom II 09:00 – 13:45, **Delić**, Trial
 14:15 – 19:00, **Gotovina et al.**, 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)

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<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).

LATEST PRESS RELEASES

Date	Number	Title	E	F	B/C/S
14/03/2008	1229	PAVKOVIĆ GRANTED PROVISIONAL RELEASE http://www.un.org/icty/pressreal/2008/pr1229e.html	E		B/C/S
18/03/2008	1230	STANIŠIĆ & SIMATOVIĆ START OF TRIAL POSTPONED http://www.un.org/icty/pressreal/2008/pr1230e.htm	E		B/C/S
20/03/2008	1231	PROSECUTOR SERGE BRAMMERTZ MEETS SERBIAN DELEGATION http://www.un.org/icty/pressreal/2008/pr1231e.htm	E		B/C/S
03/04/2008	1232	HARADINAJ AND BALAJ ACQUITTED OF ALL CHARGES, BRAHIMAJ GUILTY OF CRUEL TREATMENT AND TORTURE IN JABLANICA COMPOUND http://www.un.org/icty/pressreal/2008/pr1232e.htm	E		B/C/S
04/04/2008	1233	ŠAINOVIĆ GRANTED PROVISIONAL RELEASE http://www.un.org/icty/pressreal/2008/pr1233e.htm	E		B/C/S
07/04/2008	1234	SLOVAKIA SIGNS ENFORCEMENT OF SENTENCES AGREEMENT http://www.un.org/icty/pressreal/2008/pr1234e.htm	E		B/C/S
07/04/2008	1235	PROVISIONAL RELEASE FOR ŠAINOVIĆ MODIFIED http://www.un.org/icty/pressreal/2008/pr1235e.htm	E		B/C/S
09/04/2008	1236	JOVICA STANIŠIĆ FIT TO STAND TRIAL	E		B/C/S

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		http://www.un.org/icty/pressreal/2008/pr1236e.htm			
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