



United Nations



International Criminal Tribunal for the former Yugoslavia

The ICTY Digest

Monday 17 March 2008

Highlights of 03/03/2008 through 14/03/2008 - Nr. 32

3 March

Popović et al. trial: no judgement of acquittal pursuant to Rule 98bis

The Trial Chamber dismisses all Defence motions for the acquittal of Ljubiša Beara, Drago Nikolić, Ljubomir Borovčanin, Radivoje Miletić, Milan Gvero, and Vinko Pandurević.

Vujadin Popović had not filed a Rule 98bis application. Rule 98bis provides that, after the conclusion of the presentation of Prosecution evidence, the Trial Chamber can rule whether there is a case to answer. If the Chamber believes that the Prosecution has not presented sufficient evidence to prove certain charge(s), it can dismiss the charge(s).

4 March

Radoslav Brdjanin transferred to Denmark to serve his sentence...

...of 30 years' imprisonment. This transfer brings the number of persons definitively convicted who are serving their sentence to twenty-nine (29), and reduces to five (5) the number of persons definitively convicted awaiting their transfer.

A leading political figure in the Autonomous Region of Krajina (ARK), Radoslav Brdjanin had been sentenced to 32 years' imprisonment by Trial Chamber II on 1 September 2004. On 3 April 2007, the Appeals Chamber reversed certain convictions; however, in light of the gravity of the crimes for which Brdjanin's convictions were upheld, the reduction of sentence was limited to two years.

The following press release was issued: VE/MOW/1222e at <http://www.un.org/icty/pressreal/2008/pr1222e.htm>

6 and 7 March

Prosecutor Brammertz in Sarajevo

This is the first time since he took up his duties that Serge Brammertz travels to Bosnia and Herzegovina.

In addition to meeting with local and international authorities, he met with representatives of camp inmates' associations, the Association of Mothers of Srebrenica, and officials of the State Court of Bosnia and Herzegovina.

10 March

16th ad litem Judge sworn in

Judge Uldis Kinis (Latvia) is sworn in as ad litem judge to serve on the Gotovina et al. case. The appointment of Judge Kinis completes the composition of the trial bench sitting on the Gotovina et al. case: Judge Alphons Orié, Presiding, Judge Uldis Kinis and Judge Elisabeth Gwaunza.

The trial in the case The Prosecutor v. Gotovina et al. commenced as scheduled on Monday 10 March.

The following press release was issued: VE/MOW/1227e at <http://www.un.org/icty/pressreal/2008/pr1227e.htm>

11 March

Prlić et al. trial: all accused to remain in custody

The Appeals Chamber overturns last month's decision by Trial Chamber granting provisional release to five of the six accused (Jadranko Prlić, Bruno Stojić, Slobodan Praljak, Milivoj Petković, and Valentin Ćorić) during the break of proceedings. All accused will accordingly remain in custody until the beginning of the Defence case on 5 May.

The Appeals Chamber considered that the "various justifications for release offered by the accused are not sufficiently compelling."

The following press release was issued: NJ/MOW/1228e at <http://www.un.org/icty/pressreal/2008/pr1228e.htm>

14 March

Nebojša Pavković released under electronic surveillance

Trial Chamber III grants Nebojša Pavković temporary provisional release on compassionate grounds to return to Serbia from 25 March to 2 April 2008. The accused's temporary release is subject to a number of strict conditions, including 24-hour electronic surveillance of the accused by Serbian authorities.

Nebojša Pavković has been on trial since 19 July 2006 together with Milan Milutinović, Nikola Šainović, Dragoljub Ojdanić, Vladimir Lazarević and Sreten Lukić, for their alleged role in the campaign of terror and violence directed against Kosovo Albanians and other non-Serbs living in Kosovo in 1999.

The following press release was issued: VE/MOW/1229e at <http://www.un.org/icty/pressreal/2008/pr1229e.html>

A NEW SERVICE FOR THE ICTY DIGEST'S READERS: THE COURTROOM SCHEDULE

The questionnaire published in our two most recent issues has resulted in a limited but, most importantly, overwhelmingly positive feedback. We are grateful to the dozens of readers who have replied: their answers constitute a clear invitation to continue producing a concise and informative newsletter.

One of the (very few) changes suggested was to publish the schedule of the proceedings. This feature will henceforth appear in every issue of the Digest.

The schedule for the upcoming fortnight reads as follows (please note that this schedule is provisional; last minute changes are indicated on the Tribunal's website):

TUESDAY 18 MARCH

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

WEDNESDAY 19 MARCH

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

THURSDAY 20 MARCH

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

FRIDAY 21 MARCH

No proceedings / Good Friday

MONDAY 24 MARCH

No proceedings / Easter Holiday

TUESDAY 25 MARCH

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
Courtroom II 14:15 – 19:00, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Boškoski & Tarčulovski**, Trial

WEDNESDAY 26 MARCH

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
14:15 – 19:00, **Prlic**, Trial
Courtroom II 14:15 – 19:00, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Boškoski & Tarčulovski**, Trial

THURSDAY 27 MARCH

Courtroom I 08:30 – 13:15, **Šešelj**, Trial
Courtroom II 14:15 – 19:00, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Boškoski & Tarčulovski**, Trial

FRIDAY 28 MARCH

Courtroom I [Court Maintenance](#)
Courtroom II 09:00 – 13:45, **Delić**, Trial
Courtroom III 09:00 – 13:45, **Boškoski & Tarčulovski**, Trial

Public proceedings are also broadcast with a 30 minute delay on the ICTY's website.

ICTY PROCEEDINGS COMPLETED WITH REGARD TO 111 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 111 of them: nine have been acquitted, 53 sentenced (five are awaiting transfer, 29 have been transferred, 17 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 50 accused: nine are at the appeals stage, three are awaiting the Judgement of a Trial Chamber, 23 are currently on trial, 11 are at the pre-trial stage, and four are still at large.

The figure of the accused at the appeals stage includes 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 24 individuals have been or are the subject of contempt proceedings.

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*Extracts of, and/or quotes from, legal documents are not authoritative;
only the Order, Decision or Judgement in its entirety reflects the opinion of the Trial Chamber and/or the Appeals Chamber.*

