



20 January 2006

ICTY WEEKLY UPDATE – 386

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

KRAJIŠNIK Case

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

Continuation of the Defence case

On 16 January 2006, the following witness was cross-examined by the Prosecution and then re-examined by the Defence (continuation from 15 December 2005):

- Witness Radomir Pašić

From 17 January to 19 January 2006, the following witness was examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Dragan Kapetina

From 19 January to 20 January 2006, the following witness was examined by the Defence:

- Protected witness

MARTIĆ Case

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

Continuation of the Prosecution case

From 16 January to 19 January 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Veljko Džakula

ORIĆ Case

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

Continuation of the Defence case

From 17 January to 19 January 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Witness Šuhra Đilović

On 20 January 2006, the following witness was examined by the Defence, subsequently cross-examined by the Prosecution and then re-examined by the Defence:

- Witness Ejub Gušter

MARIJAČIĆ & REBIĆ Case (“contempt”)

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

On 17 January 2006, the parties appeared before Trial Chamber III for a Pre-Trial Conference pursuant to Rule 73*bis* of the Rules of Procedure and Evidence.

Beginning of the trial

From 17 January to 18 January 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Terry Cameron

On 18 January 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness William Tomljanovich

On 19 January, the Parties presented closing arguments. The Trial Chamber will deliver a judgement in due course.

SREDOJE LUKIĆ Case

Pre-Trial Judge Bonomy

On 18 January 2006, the Parties appeared before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused was present.

ČERMAK & MARKAČ Case

Pre-Trial Judge Parker

On 20 January 2006, the Parties appeared before the Pre-Trial Judge for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused were not present (provisional release).

II. OVERVIEW OF SELECTED COURT DOCUMENTS

MARIJAČIĆ & REBIĆ Case (“contempt”)

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

DECISION ON PROSECUTION’S MOTION FOR VARIANCE OF PROTECTIVE MEASURES IN THE PROSECUTOR v. MARIJAČIĆ & REBIĆ CASE

On 16 January 2006, pursuant to Rule 75(G) and (I) of the Rules, the Appeals Chamber granted in part the Prosecution’s request, filed confidentially and *ex parte* on 1 November 2005, that the protective measures granted with respect to witness Johannes van Kuijk’s identity and statement be lifted. The Appeals Chamber’s order states that:

- all protective measures granted with respect to witness van Kuijk in the hearing of 16 December 1997 be lifted;
- the fact that witness van Kuijk testified, his statements to the Prosecution, as well as his testimony transcripts in this case, may be referred to publicly and in open session.

ORIĆ Case

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

**DECISION ON PARTLY CONFIDENTIAL DEFENCE MOTION REGARDING THE
CONSEQUENCES OF A PARTY FAILING TO PUT ITS CASE TO WITNESSES PURSUANT TO
RULE 90(H)(ii)**

On 17 January 2006, pursuant to Rule 90(H) of the Rules, Trial Chamber II denied the Defence's request for adequate measures as a consequence of the Prosecution's repeated failure to put its case to Defence witnesses during cross-examination, filed on 30 November 2005.

BLAGOJEVIĆ & JOKIĆ Case

Appeals Chamber – Judges Pocar (Presiding), Shahabuddeen, Güney, Vaz, and Meron

**DECISION ON MOMČILO PERIŠIĆ'S MOTION SEEKING ACCESS TO CONFIDENTIAL
MATERIAL IN THE BLAGOJEVIĆ AND JOKIĆ CASE**

On 18 January 2006, pursuant to Rule 75 of the Rules, the Appeals Chamber granted Momčilo Perišić's motion seeking access to all confidential material in the Blagojević and Jokić case, filed on 16 November 2005. The motion was granted subject to certain conditions set forth in the order.

COURTROOM SCHEDULE: 23 JANUARY – 27 JANUARY 2006*

MONDAY 23 JANUARY

Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Orić**, Trial
Courtroom III 09:00 – 13:45, **Milošević**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial

TUESDAY 24 JANUARY

Courtroom II 09:00 – 11:30, **Orić**, Trial
12:00 – 13:45, **Šešelj**, Status Conference
14:15 – 19:00, **Krajišnik**, Trial
Courtroom III 09:00 – 13:45, **Milošević**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial

WEDNESDAY 25 JANUARY

Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Orić**, Trial
Courtroom III 09:00 – 13:45, **Milošević**, Trial
14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial

THURSDAY 26 JANUARY

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

FRIDAY 27 JANUARY

Courtroom II 08:00 – 08:30, **Stakić**, Status Conference
09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Orić**, Trial
Courtroom III 09:00 – 13:45, **Mrkšić&Radić&Šljivančanin**, Trial
14:15 – 19:00, **Martić**, Trial

*The courtroom schedule is provisional and you are invited to check for last minute changes with the Public Information Services.

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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).

Internet address: <http://www.un.org/icty>

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