



3 March 2006

## ICTY WEEKLY UPDATE – 392

### PROCEDURAL DEVELOPMENTS

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#### I. OVERVIEW OF COURT PROCEEDINGS

##### **MILOŠEVIĆ Case**

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

##### **Continuation of the Defence case**

From 27 February until 1 March 2006, the following witness was examined by the accused, subsequently cross-examined by the Prosecution and then re-examined by the accused:

- Witness Slobodan Jarčević (minister of foreign affairs of Republika Srpska Krajina during the relevant period)

On 1 March 2006, the following witness was examined by the accused, subsequently cross-examined by the Prosecution and then re-examined by the accused:

- Witness Alice Mahon (politician and member of the British Parliament during the relevant period)

At the end of the session on 1 March 2006, the Trial Chamber granted the request by the assigned defence council to adjourn the trial until 14 March 2006.

##### **MARTIĆ Case**

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

##### **Continuation of the Prosecution case**

From 2 March to 3 March 2006, the following witness was cross-examined by the Defence:

- Witness Milan Babić (one of the political leaders in Republika Srpska Krajina during the relevant period; accused by the ICTY, he pleaded guilty on 27 January 2004 and the sentencing judgement was rendered on 29 June 2004 – sentence of 13 years – *See Press Release dated 29 June 2004*)

##### **MRKŠIĆ et al. Case**

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

##### **Continuation of the Prosecution case**

From 27 February until 28 February 2006, the trial was conducted in closed sessions.

From 1 March until 3 March 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Dragutin Berghofer (eye-witness from Vukovar)

##### **ORIĆ Case**

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

### **Oral evidence of the handwriting expert**

From 28 February until 1 March 2006, the parties met to hear the oral evidence of the handwriting expert (Dorijan Keržan from Slovenia), who had been appointed by the Trial Chamber to examine a number of questioned documents. D. Keržan was first examined by the Chamber and subsequently cross-examined by the Defence. After the testimony of the expert, the parties discussed evidentiary matters.

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#### **BRĐANIN Case**

*Pre-Appeal Judge Meron*

On 1 March 2006, the parties appeared before Judge Meron for a Status Conference pursuant to Rule 65*bis* of the Rules. The appellant was present.

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#### **GALIĆ Case**

*Pre-Appeal Judge Meron*

On 2 March 2006, the parties appeared before Judge Meron for a Status Conference pursuant to Rule 65*bis* of the Rules. The appellant was present.

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#### **DELIC Case**

*Pre-Trial Judge Kwon*

On 2 March 2006, the parties appeared before Judge Kwon for a Status Conference pursuant to Rule 65*bis* of the Rules. The accused was not present (provisional release).

## **II. OVERVIEW OF SELECTED COURT DOCUMENTS**

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#### **KRAJIŠNIK Case**

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

### **DECISION ON DEFENCE'S RULE 74*bis* MOTION; AMENDED TRIAL SCHEDULE**

On 27 February 2006, Trial Chamber I ordered, *inter alia*, that the Defence shall call its witnesses as of Monday 6 March 2006 and ending no later than Tuesday 4 April 2006. The order further stated that “should the Defence still wish to call the accused as a witness in this case, it is hereby granted an adjournment from Wednesday 5 April to Monday 10 April (inclusive) for further preparation; the accused’s examination-in-chief would then start on Tuesday 11 April and last for up to 20 days, that is, until Friday 12 May; cross examination and judges’ additional questions would take place between Monday 15 May and Friday 2 June”.

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#### **MARIJAČIĆ & REBIĆ Case (“Contempt”)**

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

### **SCHEDULING ORDER FOR THE DELIVERY OF JUDGEMENT**

On 28 February 2006, pursuant to Rules 54 and 98*ter* of the Rules, Trial Chamber III ordered that the Judgement in this case be delivered on 10 March 2006 at 08:00.

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#### **SLOBODAN MILOŠEVIĆ Case**

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

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

PTV, Communication Services

Churchillplein 1, 2517 JW The Hague. P.O. Box 13888, 2501 EW The Hague. Netherlands

Tel.: +31 70 512-8591 Fax: +31 70 512 5355 or 512-8668

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## DECISION ON ADMISSIBILITY OF EXPERT REPORT OF KOSTA ČAVOŠKI

On 1 March 2006, Trial Chamber III issued an order stating that:

1. The Čavoški report will be admitted into evidence under Rule 94bis;
2. Professor Kosta Čavoški will be permitted to appear as an expert witness for the Defence;
3. If the Defence wishes to lead evidence from Professor Čavoški in an examination in chief, such examination shall not exceed 45 minutes;
4. The Prosecution's alternative request to cross-examine Professor Čavoški is granted.

### MOMIR NIKOLIĆ Case

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

### SCHEDULING ORDER

On 2 March 2006, pursuant to Rule 117(D) of the Rules, the Appeals Chamber ordered that its Judgement be delivered on 8 March 2006 in Courtroom I at 09:00 a.m.

### COURTROOM SCHEDULE: 6 MARCH – 10 MARCH 2006\*

#### MONDAY 6 MARCH

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

#### TUESDAY 7 MARCH

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

#### WEDNESDAY 8 MARCH

Courtroom I 09:00 – 10:00, **Momir Nikolić**, Appeal Judgement  
 14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial  
 Courtroom II 09:00 – 13:45, **Krajišnik**, Trial  
 14:15 – 19:00, **Martić**, Trial

#### THURSDAY 9 MARCH

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

#### FRIDAY 10 MARCH

Courtroom I 09:00 – 10:00, **Marijačić&Rebić**, Judgement  
 14:15 – 19:00, **Mrkšić&Radić&Šljivančanin**, Trial  
 Courtroom II 09:00 – 13:45, **Krajišnik**, Trial  
 14:15 – 19:00, **Martić**, 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)

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 17 FEBRUARY 2006

Date	Number	Title	E	F	B/C/S
01/03/2006	1045	SECURITY COUNCIL AMENDS TRIBUNAL STATUTE	E		B/C/S

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

PTV, Communication Services

Churchillplein 1, 2517 JW The Hague. P.O. Box 13888, 2501 EW The Hague. Netherlands

Tel.: +31 70 512-8591 Fax: +31 70 512 5355 or 512-8668

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