



26 May 2006

ICTY WEEKLY UPDATE – 403

PROCEDURAL DEVELOPMENTS

I. OVERVIEW OF COURT PROCEEDINGS

MARTIĆ Case

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

Continuation of the Prosecution case

On 22 May 2006 the trial was conducted in closed session.

From 23 May until 25 May 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness MM-078

On 26 May 2006, the following witness was examined by the Prosecution:

- Witness John McElligott (member of the United Nations Protection Force in Croatia during the relevant period)

MRKŠIĆ et al. Case

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

Continuation of the Prosecution case

On 22 May 2006, the following witness testified in closed session:

- Protected witness

From 23 May until 24 May 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Davor Strinović (Croatian forensic pathologist)

From 25 May until 26 May 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness Florence Hartmann (journalist during the relevant period)

KRAJIŠNIK Case

Trial Chamber I - Judges Orić (Presiding), Canivell and HanotEAU

Continuation of the Defence case

From 22 May until 25 May 2006, the following witness was examined by the Defence:

- Witness Momčilo Krajišnik (the accused)

PRLIĆ et al. Case

Trial Chamber II – Judges Antonetti (Presiding), Prandler, Trechsel and Mindua (Ad Litem Reserve Judge)

Continuation of the Prosecution case

From 22 May until 23 May 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Fahrudin Rizvanbegović (University Professor from the city of Stolac)

From 23 May until 24 May 2006, the following witness was examined by the Prosecution, subsequently cross-examined by the Defence and then re-examined by the Prosecution:

- Witness BI

From 24 May until 25 May 2006, the following witness was examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Seid Smajkić (Mufti in Mostar)

ČERMAK & MARKAČ Case

Pre-Trial Judge Parker

On 24 May 2006, the parties met 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

MRKŠIĆ et al. Case

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

DECISION ON MOTION SEEKING CLARIFICATION WITH REGARD TO COUNT 1 OF THE INDICTMENT

On 19 May 2006, Trial Chamber II concluded that the indictment is not adequately framed to charge the “Velepromet” events as forming part of the persecutions charged in count 1, and further that the context in which the “Velepromet” events are mentioned in the indictment is that of the accused being aware of crimes allegedly committed, and none other.

STRUGAR Case

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

SCHEDULING ORDER TEMPORARILY CANCELLING APPEALS HEARING

On 24 May 2006, pursuant to Rule 114 of the Rules, the Appeals Chamber ordered that, due to unavailability of the Bench, the previous date for the hearing (1 June 2006) be cancelled and informed the parties that a new scheduling order would follow in due course.

RAJIĆ Case

Referral Bench – Judges Orić (Presiding), Kwon and Parker

DECISION ON PROSECUTION'S MOTION TO WITHDRAW THE MOTION UNDER RULE 11BIS FOR REFERRAL OF INDICTMENT AND THE REQUEST UNDER RULE 11BIS FOR REFERRAL OF THE INDICTMENT TO ANOTHER COURT

Following the plea agreement, after which the Trial Chamber sentenced Ivica Rajić to 12 years' imprisonment (the sentencing judgement was rendered on 8 May 2006), the Referral Bench on 25 May 2006 granted the Prosecution's motion to withdraw the motion under Rule 11bis for referral of the indictment and the request under Rule 11bis for referral of the indictment to another court, filed on 12 May 2006.

MILUTINOVIĆ et al. Case

Trial Chamber III – Judges Bonomy (Presiding), Thelin and Höpfel

ORDER SUSPENDING PROVISIONAL RELEASE OF EACH ACCUSED

On 26 May 2006, pursuant to Article 29 of the Statute and Rules 54 and 65 of the Rules, Trial Chamber III suspended, effective 4 July 2006, the provisional release of each accused and ordered, *inter alia*, that each accused shall return to the United Nations Detention Unit no later than 2:00pm on Tuesday, 4 July 2006.

COURTROOM SCHEDULE: 29 MAY – 2 JUNE 2006*

MONDAY 29 MAY

Courtroom I 12:30 – 17:00, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom III 14:15 – 19:00, **Prlić et al.**, Trial

TUESDAY 30 MAY

Courtroom I 09:30 – 16:30, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom III 09:00 – 17:15, **Prlić et al.**, Trial

WEDNESDAY 31 MAY

Courtroom I 09:30 – 16:30, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom III 09:00 – 17:15, **Prlić et al.**, Trial

THURSDAY 1 JUNE

Courtroom I 09:30 – 16:30, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial

FRIDAY 2 JUNE

Courtroom I 09:00 – 13:45, **Mrkšić&Radić&Šljivančanin**, Trial
Courtroom II 09:00 – 13:45, **Krajišnik**, Trial
14:15 – 19:00, **Martić**, Trial
Courtroom III 09:00 – 18:00, **Blagoje Simić**, Appeal hearing

*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).

For the latest list of all court filings, please visit the [ICTY Court Records](#)

For a selection of the latest public documents, please visit the [ICTY Website](#)

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

**Not an official document
Only for public information purposes**