



International Tribunal for the  
Prosecution of Persons  
Responsible for Serious Violations of  
International Humanitarian Law  
Committed in the Territory of the  
Former Yugoslavia since 1991

Case No. IT-95-5/18-AR73.1  
Date: 27 January 2009  
Original: English

**IN THE APPEALS CHAMBER**

**Before:** Judge Mehmet Güney, Presiding  
Judge Fausto Pocar  
Judge Liu Daqun  
Judge Andréia Vaz  
Judge Theodor Meron

**Acting Registrar:** Mr. John Hocking

**Decision of:** 27 January 2009

**PROSECUTOR**

v.

**RADOVAN KARADŽIĆ**

***PUBLIC***

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**DECISION ON MOTION FOR EXTENSION OF TIME**

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**The Office of the Prosecutor:**

Mr. Alan Tieger  
Mr. Mark B. Harmon  
Ms. Hildegard Uertz-Retzlaff

**The Accused:**

Radovan Karadžić

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**THE APPEALS CHAMBER** of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the former Yugoslavia Since 1991 (“Appeals Chamber” and “Tribunal”, respectively),

**NOTING** the “Decision on Accused’s Second Motion for Inspection and Disclosure: Immunity Issue”, issued by Trial Chamber III (“Trial Chamber”) on 17 December 2008;<sup>1</sup>

**NOTING** the “Decision on Accused’s Application for Certification to Appeal Decision on Inspection and Disclosure”, issued by the Trial Chamber on 19 January 2009;<sup>2</sup>

**BEING SEIZED** of the “Motion for Extension of Time” filed by Radovan Karadžić (“Applicant”) on 22 January 2009 (“Motion”), in which the Applicant requests an extension of time for filing his appeal of the Decision of 17 December 2008;

**NOTING** the “Prosecution’s Response to Karadžić’s Motion for Extension of Time”, filed on 23 January 2009, in which the Prosecution indicates that it does not oppose the Motion;

**CONSIDERING** that, although the deadline for filing a reply has not yet expired, the Motion can be disposed of immediately in light of the Prosecution’s Response;

**RECALLING** that the Appeals Chamber may, on good cause being shown by motion, enlarge the time limits prescribed under the Tribunal’s Rules of Procedure and Evidence (“Rules”);<sup>3</sup>

**NOTING** that the Applicant first requests an extension of time for filing his appeal on the basis that the translation into Serbian of the Decision of 19 January 2009 was served on him only on 21 January 2009;<sup>4</sup>

**CONSIDERING** that the Trial Chamber has previously ruled that because the Applicant is representing himself, the time limits for his filings run from the date on which the translation of the respective documents into Serbian are served on him;<sup>5</sup>

**CONSIDERING** that the Registry has confirmed that the Decision of 19 January 2009 has been served on the Applicant on 21 January 2009;

<sup>1</sup> *Prosecutor v. Radovan Karadžić*, Case No. IT-95-5/18-PT, Decision on Accused’s Second Motion for Inspection and Disclosure: Immunity Issues, 17 December 2008 (“Decision of 17 December 2008”).

<sup>2</sup> *Prosecutor v. Radovan Karadžić*, Case No. IT-95-5/18-PT, Decision on Accused’s Application for Certification to Appeal Decision on Inspection and Disclosure, 19 January 2009 (“Decision of 19 January 2009”).

<sup>3</sup> Rule 127(A)(i) of the Rules.

<sup>4</sup> Motion, paras 2-5.

<sup>5</sup> Decision of 19 January 2009, para. 12.

**FINDING** therefore that the Applicant should have seven days from 21 January 2009 to file his appeal of the Decision of 17 December 2008;

**NOTING** that the Applicant further requests an extension of time until 2 February 2009 arguing that in light of the importance of the Decision of 17 December 2008, he wishes to consult his Legal Advisor Mr. Peter Robinson before filing his appeal; and that Mr. Peter Robinson is scheduled to be in The Hague only on 2 February 2009;<sup>6</sup>

**CONSIDERING** that the Pre-Trial Judge has explained in detail the consequences and problems that an accused's self-representation before the Tribunal entail and that the Applicant has nevertheless maintained his decision to represent himself;<sup>7</sup>

**FINDING** that, in the specific circumstances of this case, the Applicant has not shown good cause for a further extension of time for the filing of his appeal;

**FOR THE FOREGOING REASONS,**

**HEREBY GRANTS** the Motion **IN PART**;

**ORDERS** the Applicant to file his appeal of the Decision of 17 December 2008 no later than 28 January 2009.

Done in English and French, the English version being authoritative.



Judge Mehmet Güney  
Presiding Judge

Dated this 27<sup>th</sup> day of January 2009  
At The Hague  
The Netherlands

[Seal of the Tribunal]

<sup>6</sup> Motion, paras 6, 7.

<sup>7</sup> Initial appearance, T. 31 July 2008 pp. 2, 19-20. Status conference, T. 17 September 2008 p. 43; Status conference, T. 28 October 2008 pp. 70, 75-76. *See also Prosecutor v. Radovan Karadžić*, Case No. IT-95-5/18-I, "Registry Submission pursuant to Rule 33(B) regarding the Accused's Representation and Transmission of Court Documents", filed on 7 August 2008.