

THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

CASE No. IT-95-05/18-PT

IN TRIAL CHAMBER No. 3

Before: Judge Iain Bonomy, Presiding
Judge Christoph Flügge
Judge Michèle Picard

Acting Registrar: Mr. John Hocking

Date: 14 April 2009

THE PROSECUTOR

v.

RADOVAN KARADZIC

Public

MOTION FOR LEAVE TO REPLY AND
EXTENSION OF TIME:
PRELIMINARY MOTION ON SUPERIOR RESPONSIBILITY

The Office of the Prosecutor:
Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Accused:
Radovan Karadzic

1. On 30 March 2009, Dr. Radovan Karadzic filed his *Preliminary Motion on Lack of Jurisdiction: Superior Responsibility*. The prosecution responded on 9 April 2009.

2. Dr. Karadzic respectfully seeks leave, pursuant to Rule 126 *bis*, to reply. He contends that a reply is necessary to respond to the jurisdiction argument raised by the prosecution, and to distinguish the authorities upon which the prosecution relies for its substantive argument.

3. Dr. Karadzic also seeks a short extension of time in which to file his reply. The response was filed on the eve of a four day holiday weekend and at a time when the principal drafter of the original motion, Professor Elies van Sliedregt, was leaving The Netherlands to participate in an experts meeting aimed at drafting a multilateral treaty codifying the proscription of crimes against humanity.¹

4. Professor van Sliedregt is the Chairman of the Criminal Law and Criminology Department of VU University in Amsterdam. She is the author of the critically acclaimed book "Criminal Responsibility of Individuals for Violation of International Criminal Law" and was awarded the Georgio La Pira prize for her recent article on Joint Criminal Enterprise in the *Journal of International Criminal Justice*.

5. Professor van Sliedregt has indicated that she could complete the draft of the reply by Thursday 23 April. Therefore, Dr. Karadzic respectfully requests a one-week extension of time in which to reply to the prosecution's response.

Word count: 315

Respectfully submitted,


Radovan Karadzic

¹ http://law.wustl.edu/crimesagainsthumanity/documents/Agenda_Experts_24_External.pdf