



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-98-32/1-T
Date: 12 August 2008
Original: English

IN TRIAL CHAMBER III

Before: Judge Patrick Robinson, Presiding
Judge Christine Van Den Wyngaert
Judge Pedro David

Registrar: Mr. Hans Holthuis

Decision: 12 August 2008

PROSECUTOR

v.

**MILAN LUKIĆ
SREDOJE LUKIĆ**

PUBLIC

**DECISION ON MILAN LUKIĆ'S MOTION FOR EXTENSION
OF TIME TO FILE FOR PROTECTIVE MEASURES**

The Office of the Prosecutor:

Mr. Dermot Groome
Mr. Frédéric Ossogo
Ms. Laurie Sartorio
Mr. Stevan Cole
Ms. Francesca Mazzocco

Counsel for the Accused:

Mr. Jason Alarid for Milan Lukić
Mr. Đuro Čepić and Mr. Jens Dieckmann for Sredoje Lukić

TRIAL CHAMBER III (“Trial 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 (“Tribunal”);

BEING SEISED of “Milan Lukić’s Motion for Extension of Time to File for Protective Measures” filed confidentially on 29 July 2008 (“Motion”), wherein the Defence for Milan Lukić (“Defence”) requested an extension of the deadline for the filing of further submissions regarding protective measures for certain identified Defence witnesses until 22 August 2008;¹

RECALLING that, on 23 July 2008, the Defence was ordered to file its submissions by Friday 8 August 2008;²

NOTING that the request was timely filed 11 days prior to the expiry of the 8 August 2008 deadline;

NOTING the Defence assertion that due to the fact that “investigations with any real meaning were impossible to undertake” as a result of multiple Counsel changes and the assignment of an investigator only shortly before the trial proceedings started, the Defence was not able to provide the Trial Chamber with adequate information regarding protective measures;³

NOTING the Defence’s submission that the extension is necessary because re-contacting all the Defence witnesses within a short period of time is a challenging task which requires further travelling and investigations;⁴

CONSIDERING that it is in the interests of justice, where practicable, to allow parties seeking protective measures for witnesses sufficient time to obtain and submit detailed information in support of the request for such measures;

PURSUANT to Rules 54 and 127 of the Rules of Procedure and Evidence of the Tribunal;

HEREBY GRANTS the Motion and

ORDERS the Defence to file its submissions regarding protective measures for the witnesses identified in the Motion, no later than Friday 22 August 2008.

¹ Milan Lukić’s Motion for Extension of Time to File for Protective Measures, filed confidentially on 29 July 2008.

² Order on Milan Lukić’s Request for Protective Measures, 23 July 2008.

³ Motion, paras 4-6.

⁴ Motion, para. 8.

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



Judge Patrick Robinson
Presiding

Dated this twelfth day of August 2008

At The Hague

The Netherlands

[Seal of the Tribunal]