



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-04-74-T
Date: 23 September 2009
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, presiding
Judge Árpád Prandler
Judge Stefan Trechsel
Reserve Judge Antoine Kesia-Mbe Mindua

Registrar: Mr John Hocking

Order of: 23 September 2009

THE PROSECUTOR

v.

Jadranko PRLIĆ
Bruno STOJIĆ
Slobodan PRALJAK
Milivoj PETKOVIĆ
Valentin ĆORIĆ
Berislav PUŠIĆ

PUBLIC

ORDER ON *AMICUS CURIAE* REQUEST TO EXTEND DEADLINE

The Office of the Prosecutor:

Mr Kenneth Scott
Mr Douglas Stringer

Counsel for the Accused:

Mr Michael Karnavas and Ms Suzana Tomanović for Jadranko Prlić
Ms Senka Nožica and Mr Karim A.A. Khan for Bruno Stojić
Mr Božidar Kovačić and Ms Nika Pinter for Slobodan Praljak
Ms Vesna Alaburić and Mr Nicholas Stewart for Milivoj Petković
Ms Dijana Tomašegović-Tomić and Mr Dražen Plavec for Valentin Ćorić
Mr Fahrudin Ibrišimović and Mr Roger Sahota for Berislav Pušić

TRIAL CHAMBER III (“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”),

SEIZED of the “*Amicus Curiae* Request for an Order to Extend the Deadline to Submit the Report Requested by the Second Order Appointing an *Amicus Curiae* of 23 August 2009”, filed publicly on 18 September 2009 by the *amicus curiae* Mr Giuseppe Battista (“Request”),

NOTING the “Order Appointing an *Amicus Curiae*”, issued confidentially by the Chamber on 3 July 2009 (“Order of 3 July 2009”),

NOTING the “Order Amending the Appointment of an *Amicus Curiae*”, issued publicly by the Chamber on 15 July 2009 (“Order of 15 July 2009”),

NOTING the “Second Order Appointing an *Amicus Curiae*”, issued publicly by the Chamber on 25 August 2009 (“Order of 25 August 2009”),

NOTING the appointment by the Registrar of the Tribunal (“Registrar”) of Mr Giuseppe Battista as *amicus curiae* on 28 August 2009,

CONSIDERING that, in the Order of 25 August 2009, the Chamber directed the Registrar to appoint an *amicus curiae* capable of investigating the facts described in the Order of 3 July 2009 and requested that the *amicus curiae* who was to be appointed respond to the questions asked by the Chamber in its Orders of 3 and 15 July 2009,¹

CONSIDERING that, therefore, the Chamber requested that the *amicus curiae* who was to be appointed submit a report to the Chamber within one month of the date of publication of the Order of 25 August 2009,²

CONSIDERING that in the Request, Mr Giuseppe Battista requests that a further extension of 12 days be granted and, therefore, that he be permitted to file his report on 6 October 2009,³

¹ Order of 25 August 2009, pp. 5 and 6.

² Order of 25 August 2009, p. 6.

CONSIDERING that in support of the Request, Mr Giuseppe Battista explains that, since 28 August 2009, the Registrar has forwarded him numerous documents and additional documents were recently sent to him on 14 September 2009,⁴

CONSIDERING that Mr Giuseppe Battista adds that after a partial review of these documents, it has emerged that he will not be able to produce a report in response to the questions asked by the Chamber within the allotted time and, therefore, requests a further extension of 12 days,⁵

CONSIDERING that, with regard to the arguments submitted by the *amicus curiae*, the Chamber considers that it is appropriate to grant the Request, therefore permitting the *amicus curiae* to file his report on 6 October 2009 instead of 25 September 2009,

FOR THE FOREGOING REASONS,

PURSUANT TO Rule 74 of the Rules of Procedure and Evidence,

GRANTS the Request, **AND**

AUTHORISES the *amicus curiae* to submit his report to the Chamber no later than 6 October 2009.

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

/signed/

Judge Jean-Claude Antonetti
Presiding Judge

Done this twenty-third day of September 2009

At The Hague

The Netherlands

[Seal of the Tribunal]

³ Request, para. 7.

⁴ Request, para. 4.

⁵ Request, paras 6 and 7.