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**UNITED  
NATIONS**



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-03-67-PT  
Date: 27 April 2007  
Original: English

**THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL**

**Before:** Judge Fausto Pocar, President  
**Registrar:** Mr. Hans Holthuis  
**Decision of:** 27 April 2007

**THE PROSECUTOR**

v.

**VOJISLAV ŠEŠELJ**

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**DECISION ON APPEAL AGAINST  
REGISTRY DECISION OF 16 FEBRUARY 2007**

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**Office of the Prosecutor:**

Mr. Daniel Saxon  
Mr. Ulrich Müssemer  
Ms. Melissa Pack  
Ms. Joanne Motoike

**The Accused:**

Mr. Vojislav Šešelj

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1. On 14 March 2007, Vojislav Šešelj (“Šešelj”) filed before me his “Appeal by Professor Vojislav Šešelj Against the Registry Memorandum—Decision of 16 February 2007” (“Appeal”).<sup>1</sup> In his Appeal, Šešelj requests that I reverse a decision of the Registry by letter dated 16 February 2007 (“Decision of 16 February 2007”) returning his Submission No. 247 to him because it did not meet the 800-word limit and order the Registry to file the said submission in his case file.<sup>2</sup> The Registrar of the International Tribunal filed a submission in response to the Appeal on 20 April 2007 pursuant to Rule 33(B) of the Rules of Procedure and Evidence of the Tribunal (“Rules”).<sup>3</sup>

2. In his Appeal, Šešelj claims that the Registry Decision was unlawful on the basis of four grounds. I note that these grounds mirror the first four grounds raised in the “Appeal by Professor Vojislav Šešelj Against the Registry Decision of 16 January 2007” in which Šešelj requested that I reverse a decision of the Registry by letter dated 16 January 2007 returning ten of his submissions to him because they did not meet the 800-word limit and order the Registry to file the said submissions in his case file. As such, I will not re-state those grounds here, but refer to my summary of them in my Decision of 5 March 2007.<sup>4</sup>

### Discussion

3. As a preliminary matter, I note, as I did in my Decision of 5 March 2007, that Šešelj does not cite to any provision in the Statute or the Rules of the International Tribunal for bringing his Appeal before me. Rather, he states that since a Registry clerk issued the Decision of 16 February 2007 and “since this is the only one that Professor Vojislav Šešelj has, it provides the basis for filing an appeal to the President of the ICTY as the conditions to do so stipulated in the Statute and the Rules of Procedure and Evidence have been met.”<sup>5</sup> I do not agree that this provides a sufficient basis for me to review the Registry Decision of 16 February 2007 and, for this reason, Šešelj’s Appeal is **DENIED**.<sup>6</sup>

<sup>1</sup> The Appeal in BCS is dated 8 March 2007 and an English translation was filed on 14 March 2007.

<sup>2</sup> Appeal, p. 5.

<sup>3</sup> Submission of the Registrar on the “Appeal by Professor Vojislav Šešelj Against the Registry Memorandum—Decision of 16 February 2007”, 20 April 2007.

<sup>4</sup> Decision on Appeal Against Registry Decision of 16 January 2007, 5 March 2007, paras. 2-4.

<sup>5</sup> Appeal, p. 2.

<sup>6</sup> As stated in my Decision of 5 March 2007, for future submissions made before me by Šešelj wherein he fails to cite to specific provisions in the Statute or Rules of the International Tribunal demonstrating that I am competent to review the Registry decisions he is contesting, I will simply dismiss them on that basis. Decision of 5 March 2007, para. 6. In any event, for the reasons provided in my Decision of 5 March 2007, I find the

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

Done this 27th day of April 2007,  
At The Hague,  
The Netherlands.



Judge Fausto Pocar  
President

[Seal of the International Tribunal]

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present Appeal to be without merit and, to the extent that Šešelj contests the previous Trial Chamber's decisions interpreting and applying the Practice Direction on the Length of Briefs and Motions, this matter is to be brought before the newly assigned Trial Chamber or the Appeals Chamber. *See id.*, paras. 6-7. *Cf.* Decision on Appeal Against Decision of the Registrar of 24 January 2007, 20 April 2007, para. 5.