

## **Milosevic Case: Trial Chamber Grants the Assigned Counsel's Request for Certification to Appeal**

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**TRIAL CHAMBER:  
CHAMBRE DE PREMIÈRE INSTANCE**

The Hague, 10 September 2004  
CVO/ P.I.S./893-e

### **MILOSEVIC CASE**

### **TRIAL CHAMBER GRANTS THE ASSIGNED COUNSEL'S REQUEST FOR CERTIFICATION TO APPEAL**

Today, Trial Chamber III, comprised of Judges Robinson (presiding), Kwon and Bonomy issued an Order granting the court assigned counsel's request to certify an interlocutory appeal against the Trial Chamber's oral Decision of 2 September 2004, in which it assigned counsel to the Accused.

In its Order the Trial Chamber noted the oral Decision and reproduced it in its entirety. The Trial Chamber also considered, *inter alia*:

*"that the Trial Chamber accepts the submission of the court assigned counsel in the Request that it is appropriate for them to request the Trial Chamber to grant certification under Rule 73 (B) and noting that, at the time the decision was made, the Accused both opposed the decision and expressed his desire to appeal the ruling", and*

*"that the Trial Chamber is satisfied that the cumulative requirements under Rule 73 (B) have been satisfied, in that the decision of the Chamber to assign counsel affects fundamentally the conduct of the trial and as such it would be best to have it resolved by the Appeals Chamber at this stage, rather than after the conclusion of the trial".*

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***The full text of the Trial Chamber's Order is available on the Tribunal's website [www.un.org/icty](http://www.un.org/icty). Hard copies can also be obtained from the Press Office.***