



19 March 2010

## ICTY WEEKLY UPDATE – 573

### PROCEDURAL DEVELOPMENTS

#### I. OVERVIEW OF COURT PROCEEDINGS

##### **GOTOVINA *et al.* case**

*Trial Chamber I – Judges Orić (Presiding), Ćirić and Gwaunza*

##### **Examination of Trial Chamber's witnesses**

On 19 March 2010, the following witness testified (*closed session*):

- **Željko Sačić**

##### **PRLIĆ *et al.* case**

*Trial Chamber III – Judges Antonetti (Presiding), Prandler, Trechsel and Mindua (Reserve Judge)*

##### **Continuation of the Defence case (Valentin Ćorić)**

On 15, 17 and 18 March 2010, the following witness testified:

- **Zdenko Andabak** (*HVO officer – military police*)

##### **PERIŠIĆ case**

*Trial Chamber I – Judges Moloto (Presiding), David and Picard*

##### **Continuation of the Defence case**

On 15 March 2010, the following witness testified:

- **Zlatko Danilović** (*Yugoslav Army soldier – Special Brigade during the relevant period*)

On 18 and 19 March 2010, the following witness testified:

- **Milenko Jevđević** (*Yugoslav/Republika Srpska Krajina/Republika Srpska Army officer – Communications during the relevant period*)

##### **DORĐEVIĆ case**

*Trial Chamber II – Judges Parker (Presiding), Flügge and Baird*

##### **Continuation of the Defence case**

On 15 March 2010, the following witness testified:

- **Radomir Mitić** (*Chief of police in Uroševac, Kosovo, during the relevant period*)

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From 16 until 19 March 2010, the following witness testified:

- **Danica Marinković** (*investigative judge in Priština, Kosovo, during the relevant period*)

On 19 March 2010, the following witness testified:

- **Vukašin Jokanović** (*Minister of the Interior/Public Prosecutor of the Federal Republic of Yugoslavia during the relevant period*)

### **STANIŠIĆ&ŽUPLJANIN case**

*Trial Chamber II – Judges Hall (Presiding), Delvoie and Harhoff*

#### **Continuation of the Prosecution case**

On 15, 16, 18 and 19 March 2010, the following witness testified:

- **Vladimir Tutuš** (*Chief of Police in Banja Luka during the relevant period*)

### **TOLIMIR case**

*Trial Chamber II – Judges Flügge (Presiding), Mindua and Nyambe*

#### **Continuation of the Prosecution case**

On 18 March 2010, the following witness testified:

- **Witness PW-017** (*eyewitness from Srebrenica*)

On 19 March 2010, due to the ill-health of a witness, the parties held an evidentiary hearing.

### **TABAKOVIĆ case (“Contempt”)**

*Trial Chamber II – Judges Parker (Presiding), Hall and Morisson*

#### **Sentencing judgement**

On 15 March, the Chamber accepted the plea agreement between the parties and sentenced Tabaković to three months' imprisonment – *See Press Release number 1347, dated 15 March 2010.*

### **LUKIĆ&LUKIĆ case**

*Judge Güney*

On 16 March 2010, the parties met before Judge Güney for a Status Conference with both appellants present.

## II. OVERVIEW OF SELECTED COURT DOCUMENTS

### **VASILJEVIĆ case**

*Judge Robinson - President of ICTY*

#### **PUBLIC REDACTED VERSION OF DECISION OF PRESIDENT ON APPLICATION FOR PARDON OR COMMUTATION OF SENTENCE OF MITAR VASILJEVIĆ**

On 12 March 2010, a public redacted version of the decision granting early release to Mitar Vasiljević was filed.

*The actual release took place on 12 March 2010.*

### **GOTOVINA et al. case**

*Trial Chamber I – Judges Orić (Presiding), Ćirić and Gwaunza*

#### **DECISION ON REQUESTS FOR PERMANENT RESTRAINING ORDERS DIRECTED TO THE REPUBLIC OF CROATIA**

On 12 March 2010, the Chamber denied the Defence requests for a permanent restraining order directed to Croatia to stop all searches of records and computers in its custody which were seized from Gotovina Defence offices or members. They also denied the requests for restraining orders precluding Croatia from taking investigative steps against any member and/or office of the Gotovina or Markač Defence without a prior order of the Chamber. However, Croatia was ordered, *inter alia*, to return to the Gotovina Defence, without inspecting their contents or keeping any copies, items which an independent body has determined fall within scope of Rule 70(A) or 97 of the Rules, within the deadline set by that body.

## **COURTROOM SCHEDULE: 22 MARCH – 26 MARCH 2010\***

### **MONDAY 22 MARCH**

Courtroom I	09:00 – 13:45, <b>Stanišić&amp;Župljanin</b> , Trial 14:15 – 19:00, <b>Gotovina et al.</b> , Trial
Courtroom II	09:00 – 13:45, <b>Perišić</b> , Trial 14:15 – 19:00, <b>Đorđević</b> , Trial
Courtroom III	09:00 – 13:45, <b>Tolimir</b> , Trial 14:15 – 19:00, <b>Prlić et al.</b> , Trial

### **TUESDAY 23 MARCH**

Courtroom I	09:00 – 13:45, <b>Stanišić&amp;Župljanin</b> , Trial
Courtroom II	09:00 – 13:45, <b>Đorđević</b> , Trial 14:15 – 19:00, <b>Perišić</b> , Trial

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Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial  
14:15 – 19:00, **Gotovina et al.**, Trial

### **WEDNESDAY 24 MARCH**

Courtroom I 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
14:15 – 19:00, **Gotovina et al.**, Trial  
Courtroom II 09:00 – 13:45, **Đorđević**, Trial  
14:15 – 19:00, **Perišić**, Trial  
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial

### **THURSDAY 25 MARCH**

Courtroom I 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
14:15 – 19:00, **Gotovina et al.**, Trial *\*to be confirmed*  
Courtroom II 09:00 – 13:45, **Đorđević**, Trial  
14:15 – 19:00, **Perišić**, Trial  
Courtroom III 09:00 – 13:45, **Prlić et al.**, Trial  
14:15 – 19:00, **Tolimir**, Trial

### **FRIDAY 26 MARCH**

Courtroom I 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
Courtroom II 09:00 – 13:45, **Đorđević**, Trial  
14:15 – 19:00, **Perišić**, Trial  
Courtroom III 09:00 – 13:45, **Gotovina et al.**, Trial *\*to be confirmed*

\* The courtroom schedule is subject to change and you are invited to check for last minute changes on <http://www.icty.org> or with the Media Office directly (+31-70-512-8752, -5343, or -5356)

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<http://www.icty.org> (in English)  
<http://www.icty.org/bhs> (na bosanskom/hrvatskom/srpskom).

## **LATEST PRESS RELEASES**

<b>Date</b>	<b>Number</b>	<b>Title</b>	<b>E</b>	<b>F</b>	<b>B/C/S</b>
15/03/2010	1347	ZUHDIJA TABAKOVIC PLEADS GUILTY, SENTENCED TO THREE MONTHS' IMPRISONMENT  <a href="http://www.icty.org/sid/10359">http://www.icty.org/sid/10359</a>	E		B/C/S

## **LATEST FILED DOCUMENTS**

<b>Signature Date</b>	<b>Case Number</b>	<b>Case Description</b>	<b>Document Title</b>
11-Mar-10	IT-05-88/2	Zdravko Tolimir	ODLUKA PO ZAHTJEVU ZA TUZIOCA DA POSTUPI U SKLADU SA OBAVEZAMA KOJE PROIZLAZE IZ ODLUKE OD 25. NOVEMBRA 2009.

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11-Mar-10	IT-03-69	Stanisic & Simatovic	DECISION ON PROSECUTION MOTION FOR ADMISSION OF EVIDENCE OF WITNESS B-179 PURSUANT TO RULE 92 QUATER
11-Mar-10	IT-95-5/18	Karadzic	OBSERVATIONS RELATIVES À LA DEMANDE ADRESSÉE AUX AUTORITÉS FRANCAISES
12-Mar-10	IT-08-91	Stanisic & Zupljanin	DECISION DENYING MICO STANISIC'S REQUEST FOR RECONSIDERATION OF THE TRIAL CHAMBER'S DECISIONS OF 29 SEPTEMBER AND 2 OCTOBER 2009 CONCERNING RULE 92TER WITNESSES
12-Mar-10	IT-95-5/18	Karadzic	PROSECUTION'S RESPONSE TO PANDUREVIC'S MOTION ON JOINING MILETIC'S REQUEST FOR ACCESS TO CONFIDENTIAL MATERIALS IN KARADZIC CASE
12-Mar-10	IT-04-74	Prlic and Others	DECISION RELATIVE A LA DEMANDE DE L'ACCUSATION DE RECONSIDERATION ET DE CLARIFICATION DE L'ORDONNANCE PORTANT ADMISSION D'ELEMENTS DE PREUVE RELATIFS AU TEMOIGNAGE DE SLOBODAN PRALJAK (P 09533, P 10936, 3D 00374)
12-Mar-10	IT-98-32-ES	Vasiljevic (ES)	PUBLIC REDACTED VERSION OF DECISION OF PRESIDENT ON APPLICATION FOR PARDON OR COMMUTATION OF SENTENCE OF MITAR VASILJEVIC
12-Mar-10	IT-98-32-ES	Vasiljevic (ES)	JAVNA REDIGOVANA VERZIJA ODLUKE PREDSEDNIKA PO MOLBI ZA POMILOVANJE ILI UBLAZAVANJE KAZNE ZA MITRA VASILJEVICA
12-Mar-10	IT-06-90	Gotovina et Al.	DECISION ON REQUESTS FOR PERMANENT RESTRAINING ORDERS DIRECTED TO THE REPUBLIC OF CROATIA
12-Mar-10	IT-05-88	Popovic et al	PROSECUTION'S RESPONSE TO PANDUREVIC'S MOTION ON JOINING MILETIC'S REQUEST FOR ACCESS TO CONFIDENTIAL MATERIALS IN KARADZIC CASE
12-Mar-10	IT-95-13/1-R.1	Sljivancanin (Review)	MOTION SEEKING LEAVE TO REPLY AND REPLY TO PROSECUTION RESPONSE TO SLJIVANCANIN'S MOTION REQUESTING THE APPEALS CHAMBER TO ORDER THE PROSECUTION TO JUSTIFY ITS OVERSIZED FILING

12-Mar-10	IT-95-5/18	Karadzic	PROSECUTION'S REQUEST FOR LEAVE TO REPLY TO "SECOND SUPPLEMENTAL RESPONSE TO MOTION FOR JUDICIAL NOTICE DOCUMENTS"
12-Mar-10	IT-05-88	Popovic et al	MOTION ON BEHALF OF VINKO PANDUREVIC JOINING GENERAL MILETIC'S REQUEST FOR ACCESS TO CONFIDENTIAL INFORMATION IN THE TOLIMIR CASE
12-Mar-10	IT-05-88/2	Zdravko Tolimir	PODNEŠAK U IME VINKA PANDUREVICA KOJIM SE PRIDRUŽUJE "ZAHTJEVU GENERALA MILETICA ZA PRISTUP POVJERLJIVIM INFORMACIJAMA U PREDMETU TOLIMIR"
12-Mar-10	IT-05-88/2	Zdravko Tolimir	MOTION ON BEHALF OF VINKO PANDUREVIC JOINING GENERAL MILETIC'S REQUEST FOR ACCESS TO CONFIDENTIAL INFORMATION IN THE TOLIMIR CASE
12-Mar-10	IT-04-84-A	Haradinaj (Appeal)	LETTER FROM LAHI BRAHIMAJ REGARDING ADHERENCE TO TERMS OF PROVISIONAL RELEASE
12-Mar-10	IT-03-67-R77.2-A	Seselj (Contempt Appeal)	PROCÈS-VERBAL OF RECEPTION OF BCS TRANSLATION OF "RE-FILED BOOK OF AUTHORITIES"
15-Mar-10	IT-95-5/18	Karadzic	DECISION ON PROSECUTION REQUEST FOR LEAVE TO REPLY TO "SECOND SUPPLEMENTAL RESPONSE TO MOTION FOR JUDICIAL NOTICE OF DOCUMENTS"
15-Mar-10	IT-03-67	Seselj	REQUEST OF PROFESSOR VOJISLAV SESELJ FOR INFORMATION ABOUT ANY INTERVIEW CONDUCTED BY REPRESENTATIVES OF THE OFFICE OF THE PROSECUTOR WITH TOMISLAV NIKOLIC, FORMER LEADER OF THE TEAM ASSISTING THE DEFENCE OF DR VOJISLAV SESELJ (SUBMISSION NO. 448 (ENG+BCS))
15-Mar-10	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR PUSIC (ABSENCE FROM COURT)
15-Mar-10	IT-98-32/1-R77.1	Lukic et al (Contempt)	NOTICE OF FILING OF PUBLIC REDACTED PLEA AGREEMENT
15-Mar-10	IT-02-54-R77.5-A	Hartmann (Appeal)	DECISION ON MOTION OF AMICUS CURIAE PROSECUTOR FOR LEAVE TO FILE A REVISED RESPONSE TO ARTICLE 19'S AMICUS CURIAE BRIEF
15-Mar-10	IT-05-87/1	Dordevic Vlastimir	VLASTIMIR DORDEVIC'S NOTIFICATION OF ORDER OF WITNESSES FOR WEEK COMMENCING ON 29 MARCH 2010

15-Mar-10	IT-95-5/18	Karadzic	PROSECUTION PERIODIC DISCLOSURE REPORT WITH CONFIDENTIAL APPENDICES A , B AND C
15-Mar-10	IT-03-69	Stanisic & Simatovic	PROSECUTION REQUEST FOR EXTENSION ON SUBMISSION IN REALTION TO THE EVIDENCE OF SULEJMAN TIHIC
16-Mar-10	IT-08-91	Stanisic & Zupljanin	ZUPLJANIN RESPONSE TO PROSECUTION'S SUPPLEMENTAL MOTION TO PROSECUTION MOTION TO AMEND ITS 65TER LIST OF EXHIBITS
16-Mar-10	IT-03-67	Seselj	ORDER TO REDACT THE PUBLIC TRANSCRIPT AND THE PUBLIC BROADCAST OF A HEARING
16-Mar-10	IT-95-5/18	Karadzic	PROSECUTION'S RESPONSE TO MOTION TO STRIKE ALLEGATION G9 ON GROUNDS OF COLLATERAL ESTOPPEL
16-Mar-10	IT-03-69	Stanisic & Simatovic	STANISIC WEEKLY MEDICAL REPORT [16/03/2010]
16-Mar-10	IT-95-5/18	Karadzic	PROSECUTION'S RESPONSE TO ACCUSED'S MOTION TO PRECLUDE EVIDENCE OR WITHDRAW ADJUDICATED FACTS
16-Mar-10	IT-95-5/18	Karadzic	FIRST NOTIFICATION OF COMPLIANCE WITH ACCESS DECISION WITH CONFIDENTIAL ANNEX [IT-03-69-T]
17-Mar-10	IT-98-32/1-A	Lukic et al (Appeal)	MILAN LUKIC'S APPEALS BRIEF (PUBLIC REDACTED VERSION)
17-Mar-10	IT-04-74	Prlic and Others	ORDONNANCE PORTANT SUR LA DEMANDE DE LA DÉFENSE PRALJAK D'OBTENIR UNE SUSPENSION DU DÉLAI ORDONNÉ PAR LA CHAMBRE POUR DÉPOSER 20 DÉCLARATIONS ÉCRITES OU COMPTES RENDUS DE DÉPOSITIONS EN VERTU DE L'ARTICLE 92 BIS DU RÈGLEMENT
17-Mar-10	IT-95-5/18-AR73.7	Karadzic (Interlocutory)	PROSECUTION RESPONSE TO KARADZIC'S APPEAL OF DECISION ON POSTPONEMENT OF TRIAL
17-Mar-10	IT-08-91	Stanisic & Zupljanin	DECISION GRANTING MICO STANISIC'S MOTION FOR ADMISSION OF EXHIBITS
17-Mar-10	IT-95-5/18	Karadzic	CORRESPONDENCE FROM STATE [ITALY]

17-Mar-10	IT-06-90	Gotovina et Al.	INTERNAL MEMORANDUM FROM THE PRESIDING JUDGE, TRIAL CHAMBER I, TO THE PRESIDENT, REGARDING NOTIFICATION OF TRIAL CHAMBER DECISION ON REQUEST FOR PERMANENT RESTRAINING ORDERS DIRECTED TO THE REPUBLIC OF CROATIA OF 12 MARCH 2010
17-Mar-10	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
17-Mar-10	IT-08-91	Stanisic & Zupljanin	PROSECUTION MOTION FOR LEAVE TO AMEND ITS RULE 65 TER EXHIBIT LIST WITH REGARD TO DOCUMENTS RELATED TO WITNESSES ST-185, ST-187 AND ST-126
17-Mar-10	IT-04-74	Prlic and Others	PROSECUTION FILING OF "IC LIST" OF EXHIBITS TENDERED FOR ADMISSION IN CONNECTION WITH MILIVOJ PETKOVIC
18-Mar-10	IT-95-5/18	Karadzic	DECISION ON PROSECUTION'S SECOND MOTION FOR ADMISSION OF STATEMENTS AND TRANSCRIPTS OF EVIDENCE IN LIEU OF VIVA VOCE TESTIMONY PURSUANT TO RULE 92BIS (WITNESSES ARK MUNICIPALITIES)
18-Mar-10	IT-06-90	Gotovina et Al.	GOTOVINA DEFENCE REQUEST FOR CERTIFICATE TO APPEAL THE TRIAL CHAMBER'S DECISION ON REQUESTS FOR PERMANENT RESTRAINING ORDERS DIRECTED TO THE REPUBLIC OF CROATIA
18-Mar-10	IT-95-5/18	Karadzic	PROSECUTION'S REPLY TO KARADZIC'S "SECOND SUPPLEMENTAL RESPONSE TO MOTION FOR JUDICIAL NOTICE OF DOCUMENT"
18-Mar-10	IT-04-74	Prlic and Others	ORDONNANCE PORTANT ADMISSION D'ELEMENTS DE PREUVE RELATIFS AU TEMOIN FILIP FILIPOVIC
18-Mar-10	IT-04-74	Prlic and Others	ORDONNANCE PORTANT ADMISSION D'ELEMENTS DE PREUVE RELATIFS AU TEMOIN RADMILO JASAK
18-Mar-10	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR PUSIC (ABSENCE FROM COURT)
18-Mar-10	IT-95-5/18	Karadzic	DECISION ON PROSECUTION MOTION AND CLARIFICATION REGARDING DECISION ON PROSECUTION FIFTH RULE 92 BIS MOTION (SREBRENICA)

18-Mar-10	IT-08-91	Stanisic & Zupljanin	PROSECUTION'S REQUEST FOR DECISIONS ON OUTSTANDING MOTIONS
18-Mar-10	IT-95-5/18	Karadzic	DECISION ON THE PROSECUTION'S MOTION FOR LEAVE TO FILE A SUPPLEMENTAL RULE 65TER EXHIBIT LIST

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