



21 May 2010

## ICTY WEEKLY UPDATE – 581

### PROCEDURAL DEVELOPMENTS

#### I. OVERVIEW OF COURT PROCEEDINGS

##### **KARADŽIĆ case**

*Trial Chamber III – Judges Kwon (Presiding), Morrison, Baird and Lattanzi (Reserve Judge)*

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

From 19 until 21 May 2010, the following witness testified:

- *Aernaut Van Lynden* (“Sky News” reporter in BiH during the relevant period)

On 21 May 2010, the following witness testified:

- *Colm Doyle* (Head of the European Community Monitoring Mission/ECMM in BiH during the relevant period)

##### **DORĐEVIĆ case**

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

##### **Reopening of the Prosecution case/completion of the Defence case**

On 17 May 2010, the following witness testified (*called by the Prosecution*):

- *Witness K-87* (member of the Serbian anti-terrorist unit/SAJ during the relevant period)

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On 18 May 2010, the following witness testified (*via video-link*):

- *Slobodan Spasić* (Chief of the fire prevention administration of the Serbian MUP during the relevant period)

On 19 and 20 May 2010, the following witness testified:

- *Radomir Milašinović* (security and police expert)

*This was the last witness for the Defence whose case is therefore rested.*

*The closing arguments are scheduled to be held on 13 and 14 July 2010.*

## STANIŠIĆ&SIMATOVIĆ case

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

### Continuation of the Prosecution case

On 17 May 2010, the following witness testified (*closed session*):

- ***Witness JF-033***

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

- ***Dejan Slišković (member of the special anti-terrorist unit of the Serbian State Security, also known as the "Red Berets", during the relevant period)***

## STANIŠIĆ&ŽUPLJANIN case

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

### Continuation of the Prosecution case

On 17 and 18 May 2010, the following witness testified:

- ***Ian Traynor ("Guardian" journalist during the relevant period)***

From 19 until 21 May 2010, the following witness testified (*via video-link*):

- ***Branko Perić (Public Prosecutor in Teslić, BiH, during the relevant period)***

## TOLIMIR case

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

### Continuation of the Prosecution case

On 17 May 2010, the following witnesses testified:

- ***Dražen Erdemović (member of the Republika Srpska Army during the relevant period/sentenced by the ICTY in 1998)***

On 18 May 2010, the following witness testified (*continuation from 14 May 2010*):

- ***Dušan Janc (investigator in the Office of the Prosecutor of the ICTY)***

## ŠAINOVIĆ *et al.* case

*Judge Liu*

On 18 May 2010, the parties met before Judge Liu for a Status Conference with all the appellants present.

## **BOŠKOSKI & TARČULOVSKI case**

*Appeals Chamber – Judges Robinson (Presiding), Güney, Vaz, Daqun and Meron*

### **Appeal Judgement**

On 19 May 2010, the Appeals Chamber rendered its judgement and affirmed the acquittal of Ljube Boškosi and the sentence of 12 years' for Johan Tarčulovski – *See Press Release number 1350, dated 19 May 2010.*

## **II. OVERVIEW OF SELECTED COURT DOCUMENTS**

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

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

#### **ORDER SCHEDULING A HEARING**

On 14 May 2010, the Chamber ordered that hearings would resume on 2 June 2010 at 14:15 in courtroom III in order to hear new Prosecution evidence.

### **ŠAINOVIĆ *et al.* case**

*Appeals Chamber – Judges Daqun (President), Güney, Pocar, Vaz and Meron*

#### **DECISION ON VLADIMIR LAZAREVIĆ'S MOTION FOR TEMPORARY PROVISIONAL RELEASE ON COMPASSIONATE GROUNDS**

On 17 May 2010, the Appeals Chamber dismissed the motion by Lazarević for temporary provisional release.

### **PRLIĆ *et al.* case**

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

#### **ORDONNANCE RELATIVE À LA CLÔTURE DE LA PHASE DE LA PRÉSENTATION DES MOYENS À DÉCHARGE**

On 17 May 2010, the Trial Chamber declared the Defence case officially closed.

### **Vojislav ŠEŠELJ case ("Contempt")**

*Appeals Chamber – Judges Meron (President), Güney, Pocar, Vaz and Flügel*

#### **JUDGEMENT**

On 19 May 2010, the Appeals Chamber dismissed all grounds of appeal by Vojislav Šešelj and affirmed his sentence of 15 months' imprisonment – *See Press Release number 1351, dated 19 May 2010.*

## **COURTROOM SCHEDULE: 24 MAY – 28 MAY 2010\***

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### **MONDAY 24 MAY**

NO TRIALS – UN HOLIDAY

### **TUESDAY 25 MAY**

Courtroom I 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
Courtroom II 14:15 – 19:00, **Stanišić&Simatović**, Trial

### **WEDNESDAY 26 MAY**

Courtroom II 09:00 – 13:45, **Karadžić**, Trial  
Courtroom II 14:15 – 19:00, **Stanišić&Simatović**, Trial  
Courtroom III 09:00 – 13:45, **Stanišić&Župljanin**, Trial

### **THURSDAY 27 MAY**

Courtroom I 09:00 – 13:45, **Karadžić**, Trial  
Courtroom II 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
14:15 – 19:00, **Stanišić&Simatović**, Trial  
Courtroom III 09:00 – 13:45, **Tolimir**, Trial

### **FRIDAY 28 MAY**

Courtroom I 09:00 – 13:45, **Karadžić**, Trial  
Courtroom II 09:00 – 13:45, **Stanišić&Župljanin**, Trial  
Courtroom III 09:00 – 13:45, **Tolimir**, Trial

\* 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)

Public proceedings are also broadcast with a 30 minute delay on the ICTY's web site:  
<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>
19/05/2010	1350	APPEALS CHAMBER AFFIRMS CONVICTION OF JOHAN TARCULOVSKI AND ACQUITTAL OF LJUBE BOŠKOSKI <a href="http://www.icty.org/sid/10406">http://www.icty.org/sid/10406</a>	E		B/C/S
19/05/2010	1351	APPEALS CHAMBER AFFIRMS VOJISLAV ŠEŠELJ'S CONTEMPT CONVICTION <a href="http://www.icty.org/sid/10408">http://www.icty.org/sid/10408</a>	E		B/C/S

## LATEST FILED DOCUMENTS

Signature Date	Case Number	Case Description	Document Title
13-May-10	IT-04-74	Prlic and Others	JADRANKO PRLIC'S REQUEST FOR CERTIFICATION TO APPEAL UNDER RULE 73(B) AGAINST THE ORDONNANCE PORTANT SUR L'ADMISSION D'ÉLÉMENTS DE PREUVE RELATIFS AU TÉMOIN ZVONKO VIDOVIC
14-May-10	IT-04-81	Perisic	REGISTRY SUBMISSION PURSUANT TO RULE 33(B) CONCERNING TRANSLATION ISSUES
14-May-10	IT-05-87-A	Sainovic et al (Appeal)	CORRIGENDUM TO PUBLIC REDACTED VERSION OF REFILED PROSECUTION RESPONSE TO APPEAL OF SRETEN LUKIC
14-May-10	IT-95-5/18	Karadzic	PROSECUTION'S SUBMISSION ON ADDITIONAL GUIDELINES GOVERNING THE ADMISSION OF EVIDENCE
14-May-10	IT-04-74	Prlic and Others	SLOBODAN PRALJAK NOTICE REGARDING REBUTTAL
14-May-10	IT-06-90	Gotovina et Al.	ORDER SCHEDULING A HEARING
14-May-10	IT-95-5/18	Karadzic	PROSECUTION PERIODIC DISCLOSURE REPORT WITH CONFIDENTIAL APPENDICES A AND B
14-May-10	IT-04-82-A	Boskoski et al (Appeal)	ORDER ISSUING A PUBLIC REDACTED VERSION OF THE "DECISION ON BOSKOSKI MOTION FOR URGENT ORDERS REGARDING DISCLOSURE OF CONFIDENTIAL MATERIAL" OF 22 DECEMBER 2009
14-May-10	IT-95-5/18	Karadzic	REQUEST FOR HEARING : GOVERNMENT OF BOSNIA AND HERZEGOVINA
14-May-10	IT-95-5/18	Karadzic	SECOND MOTION FOR FINDING OF DISCLOSURE VIOLATION AND FOR REMEDIAL MEASURES
14-May-10	IT-95-5/18	Karadzic	SUBMISSION ON ADMISSION OF DOCUMENTARY EVIDENCE
14-May-10	IT-03-69	Stanisic & Simatovic	ORDER (8) TO REDACT THE PUBLIC TRANSCRIPT AND THE PUBLIC BROADCAST OF A HEARING
14-May-10	IT-05-87-A	Sainovic et al (Appeal)	NOTICE OF FILING OF PUBLIC VERSION OF CORRIGENDUM TO PROSECUTION APPEAL BRIEF

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14-May-10	IT-05-87-A	Sainovic et al (Appeal)	NOTICE OF FILING OF PUBLIC REDACTED VERSION OF PROSECUTION RESPONSE TO THE APPEAL OF VLADIMIR LAZAREVIC
14-May-10	IT-08-91	Stanisic & Zupljanin	INTERNAL MEMORANDUM FROM CMSS REGARDING ASSIGNMENT OF EXHIBIT NUMBERS
14-May-10	IT-04-74	Prlic and Others	JADRANKO PRLIC'S NOTICE REGARDING REBUTTAL
14-May-10	IT-03-67	Seselj	PROSECUTION DISCLOSURE REGARDING VS-008 AND NOTICE OF NON-RELIANCE ON EVIDENCE OF VS-008
14-May-10	IT-03-67	Seselj	PROSECUTION DISCLOSURE REGARDING VS-1093 AND NOTICE OF NON-RELIANCE ON EVIDENCE OF VS-1093
14-May-10	IT-95-5/18	Karadzic	FILING ON TIME NEEDED FOR CROSS EXAMINATION: WITNESSES VAN LYNDEN AND DOYLE
16-May-10	IT-03-69	Stanisic & Simatovic	REPLY BY MICO STANISIC TO THE PROSECUTION'S RESPONSE AND ADDENDUM TO MOTION BY MICO STANISIC FOR ACCESS TO ALL CONFIDENTIAL MATERIALS IN THE STANISIC AND SIMATOVIC CASE
16-May-10	IT-08-91	Stanisic & Zupljanin	REPLY BY MICO STANISIC TO THE PROSECUTION'S RESPONSE AND ADDENDUM TO MOTION BY MICO STANISIC FOR ACCESS TO ALL CONFIDENTIAL MATERIALS IN THE STANISIC AND SIMATOVIC CASE
17-May-10	IT-04-74	Prlic and Others	ORDONNANCE RELATIVE A LA CLOTURE DE LA PHASE DE LA PRESENTATION DES MOYENS A DECHARGE
17-May-10	IT-03-67	Seselj	ORDONNANCE PORTANT CALENDRIER
17-May-10	IT-06-90-AR73.5	Gotovina et Al. (Interlocutory)	ANTE GOTOVINA'S REPLY IN SUPPORT OF HIS INTERLOCUTORY APPEAL AGAINST 12 MARCH 2010 DECISION
17-May-10	IT-95-5/18	Karadzic	CORRIGENDUM TO PROSECUTION NOTIFICATION OF COMPLIANCE WITH DECISION ON RADOVAN KARADZIC'S ACCESS TO CONFIDENTIAL MATERIALS IN THE PERISIC CASE

17-May-10	IT-03-67	Seselj	REGISTRY SUBMISSION PURSUANT TO RULE 33(B) CONCERNING THE TRIAL CHAMBER'S SECOND ORAL INSTRUCTION FOR THE REGISTRY TO INSPECT PUBLICATIONS BY THE ACCUSED FOR DISCLOSURE OF CONFIDENTIAL INFORMATION
17-May-10	IT-03-67	Seselj	NALOG O RASPOREDU
17-May-10	IT-04-81	Perisic	CORRIGENDUM TO PROSECUTION NOTIFICATION OF COMPLIANCE WITH DECISION ON RADOVAN KARADZIC'S ACCESS TO CONFIDENTIAL MATERIALS IN THE PERISIC CASE
17-May-10	IT-95-5/18	Karadzic	PROSECUTION'S NOTIFICATION OF ADDITIONAL DOCUMENT TO BE USED WITH WITNESS VAN LYNDEN AND CORRECTED CONSOLIDATED STATEMENT
17-May-10	IT-08-91	Stanisic & Zupljanin	PROSECUTION'S MOTION FOR LEAVE TO AMEND ITS 65TER EXHIBIT LIST WITH ANNEX A (MLADIC NOTEBOOKS)
17-May-10	IT-04-74	Prlic and Others	DECISION RELATIVE A LA DEMANDE DE JADRANKO PRLIC AUX FINS DE REJET DE LA THEORIE DE L'ENTREPRISE CRIMINELLE COMMUNE ET D'APPLICATION DE LA NOTION DE COACTION
17-May-10	IT-04-74	Prlic and Others	PETKOVIC DEFENCE NOTICE TO THE TRIAL CHAMBER REGARDING REBUTTAL
17-May-10	IT-05-87-A	Sainovic et al (Appeal)	DECISION ON VLADIMIR LAZAREVIC'S MOTION FOR TEMPORARY PROVISIONAL RELEASE ON COMPASSIONATE GROUNDS
17-May-10	IT-95-5/18	Karadzic	PROSECUTION'S UPDATED NOTIFICATION OF RULE 92 TER SUBMISSION FOR WITNESS DOYLE WITH APPENDIX A [WITNESS KDZ459]
17-May-10	IT-95-5/18	Karadzic	SECOND PROSECUTION MOTION FOR LEAVE TO AMEND ITS RULE 65TER EXHIBIT LIST (MLADIC NOTEBOOKS)
17-May-10	IT-03-67	Seselj	SCHEDULING ORDER

18-May-10	IT-03-69	Stanisic & Simatovic	RESUBMISSION AND CLARIFICATION OF TESTIMONY FOR EXPERT WITNESSES STRINOVIC, BILIC, RADIC, TABEAU, AND MASOVIC WITH PUBLIC ANNEXES A AND B
18-May-10	IT-03-67	Seselj	SUPPLEMENT TO "PROSECUTION DISCLOSURE REGARDING VS-008 AND NOTICE OF NON-RELIANCE ON EVIDENCE OF VS-088"
18-May-10	IT-05-88/2	Zdravko Tolimir	ODGOVOR TUZILASTVA NA PODNESAK ZDRAVKA TOLIMIRAU VEZI S MOGUCIM RASPOREDOM SUDENJA ZA JUNI
18-May-10	IT-05-88/2	Zdravko Tolimir	PROSECUTION'S RESPONSE TO ZDRAVKO TOLIMIR'S SUBMISSION CONCERNING THE POSSIBLE TRIAL SCHEDULE FOR JUNE
18-May-10	IT-95-5/18	Karadzic	PROSECUTION'S RESPONSE TO KARADZIC'S SECOND MOTION FOR FINDING OF DISCLOSURE VIOLATION AND FOR REMEDIAL MEASURES
19-May-10	IT-95-5/18	Karadzic	DECISION ON THE ACCUSED'S APPLICATION FOR BINDING ORDER PURSUANT TO RULE 54BIS (FEDERAL REPUBLIC OF GERMANY)
19-May-10	IT-04-82-A	Boskoski et al (Appeal)	JUDGEMENT
19-May-10	IT-06-90-AR73.6	Gotovina et Al. (Interlocutory)	ORDER ASSIGNING JUDGES TO A CASE BEFORE THE APPEALS CHAMBER
19-May-10	IT-03-69	Stanisic & Simatovic	ORDER (2) TO REDACT THE PUBLIC TRANSCRIPT AND THE PUBLIC BROADCAST OF A HEARING [RE. HEARING 13/05/2010]
19-May-10	IT-03-67	Seselj	PROSECUTION'S MOTION FOR EXTENSION OF TIME TO SEEK ADDITION OF SELECTED MLADIC MATERIALS TO RULE 65 TER EXHIBIT LIST
19-May-10	IT-03-67-R77.2-A	Seselj (Contempt Appeal)	JUDGEMENT
19-May-10	IT-03-69	Stanisic & Simatovic	STANISIC WEEKLY MEDICAL REPORT [19/05/2010]
19-May-10	IT-08-91	Stanisic & Zupljanin	DECISION ON PROSECUTION'S MOTION OF 18 FEBRUARY 2010 TO AMEND ITS RULE 65TER EXHIBIT LIST FOLLOWING PROSECUTION'S CLARIFICATION

			OF 23 APRIL 2010
19-May-10	IT-04-74	Prlic and Others	DECISION PORTANT CLARIFICATION DE LA DECISION DU 21 AVRIL 2010
19-May-10	IT-95-5/18	Karadzic	DECISION ON GUIDELINES FOR THE ADMISSION OF EVIDENCE THROUGH WITNESSES
19-May-10	IT-03-67-R77.2-A	Seselj (Contempt Appeal)	PROCÈS-VERBAL OF SERVICE OF DOCUMENTS
20-May-10	IT-04-81	Perisic	INTERNAL MEMORANDUM RE RE-ASSIGNMENT OF EXHIBIT NUMBERS
20-May-10	IT-03-67	Seselj	DÉCISION RELATIVE À LA REQUÊTE URGENTE DE L'ACCUSATION AUX FINS DE LEVER LA CONFIDENTIALITÉ DE LA DÉCLARATION DE MIODRAG PANIC
20-May-10	IT-04-74	Prlic and Others	ORDONNANCE PORTANT SUR LA DEMANDE DE LA DEFENSE PRALJAK D'ADMISSION D'ELEMENTS DE PREUVE (FRANJO LOZIC)
20-May-10	IT-95-5/18	Karadzic	SUBMISSION ON TRIAL SCHEDULE

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