



1 February 2008

## ICTY WEEKLY UPDATE – 478

### PROCEDURAL DEVELOPMENTS

#### I. OVERVIEW OF COURT PROCEEDINGS

##### MILUTINOVIĆ et al. Case

*Trial Chamber III – Judges Bonomy (Presiding), Chowhan, Kamenova and Nosworthy (Reserve Judge)*

##### Continuation of the Defence case

On 28 January 2008, the following witnesses testified:

- **Saša Antić** (Yugoslav Army officer – Commander of a military police company during the relevant period)
- **Pavle Gavrilović** (Yugoslav Army officer – Commander of the rear battalion of a motorized brigade during the relevant period)

From 28 January until 29 January 2008, the following witness testified:

- **Radomir Mladenović** (President of the Military Court of the Priština Corps command during the relevant period)

From 29 January until 31 January 2008, the following witness testified:

- **Vlatko Vuković** (Yugoslav Army officer - Battalion Commander during the relevant period)

From 31 January until 1 February 2008, the following witness testified:

- **Mihajlo Gergar** (Yugoslav Army officer – Brigade Commander during the relevant period)

On 1 February 2008, the following witnesses testified:

- **Đura Blagojević** (Military Prosecutor in the Priština Military District during the relevant period)
- **Aleksandar Petković** (Chief of General Surgery of the Military hospital in Niš during the relevant period)
- **Ivica Milosavljević** (Head of the Forensic Medicine department of the Military Medical Academy in Belgrade during the relevant period)

##### POPOVIĆ et al. Case (“Srebrenica”)

*Trial Chamber II - Judges Agius (Presiding), Kwon, Prost and Støle (Reserve Judge)*

##### Continuation of the Prosecution case

From 28 January until 1 February 2008, the following witness testified:

- **Richard Butler** (former military analyst in the Office of the Prosecutor of the ICTY)

On 1 February 2008, the following witness testified:

- **Thomas Parsons** (forensic expert in the International Commission on Missing Persons)

**PRLIĆ et al. Case**

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

**Rule 98bis submissions**

From 28 January until 30 January 2008, the Defence presented their submissions pursuant to Rule 98bis. The Prosecution will be presenting their submissions from Monday, 4 February 2008.

**Vojislav ŠEŠELJ Case**

*Trial Chamber III – Judges Antonetti (Presiding), Harhoff and Lattanzi*

**Continuation of the Prosecution case**

From 29 January until 30 January 2008, the following witness testified:

- ***Yves Tomić*** (historian – expert witness)

On 31 January 2008, the parties discussed procedural matters in closed session.

**BOŠKOSKI & TARČULOVSKI Case**

*Trial Chamber I – Judges Parker (Presiding), Thelin and Van den Wyngaert*

**Commencement of the Defence case**

On 29 January 2008, the parties met before the Trial Chamber for a Pre-Defence Conference. On 30 January 2008, the Defence for Ljube Boškoski made its opening statement.

From 31 January until 1 February 2008, the following witness testified:

- ***Sofija Galeva-Petrovska*** (member of the Macedonian Ministry of Interior)

**STRUGAR Case**

*Judge Vaz*

On 1 February 2008, the parties met before Judge Vaz for a Status Conference pursuant to Rule 65bis. The appellant was present.

**II. OVERVIEW OF SELECTED COURT DOCUMENTS**

**PRLIĆ et al. Case**

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

**DÉCISION RELATIVE À LA DEMANDE DE DÉLAI POUR LE DÉBUT DE LA PRÉSENTATION À DÉCHARGE ET PORTANT NOUVEAU CALENDRIER**

On 28 January 2008, the Trial Chamber ordered that the Defence case shall commence on 5 May 2008 and not on 17 March as initially scheduled.

**STRUGAR Case**

*Appeals Chamber – Judges Vaz (Presiding), Shahabuddeen, Güney, Meron and Schomburg*

**SCHEDULING ORDER FOR APPEALS HEARING**

On 29 January 2008, the Appeals Chamber ordered that the appeals hearing shall be held on 23 April 2008 at 09:30.

**POPOVIĆ et al. Case**

*Trial Chamber II - Judges Agius (Presiding), Kwon, Prost and Støle (Reserve Judge)*

**ORDER VARYING THE DATE ON WHICH THE PROSECUTION SHALL CLOSE ITS CASE-IN-CHIEF**

On 1 February 2008, pursuant to Rule 54 of the Rules, Trial Chamber II varied its previous decision and ordered that the Prosecution case shall close no later than 7 February 2008.

**COURTROOM SCHEDULE: 4 FEBRUARY – 8 FEBRUARY 2008\***

**MONDAY 4 FEBRUARY**

Courtroom I 14:15 – 19:00, **Boškoski&Tarčulovski**, Trial  
Courtroom III 14:15 – 19:00, **Prlić et al.**, Rule 98*bis* hearing

**TUESDAY 5 FEBRUARY**

Courtroom I 09:00 – 13:45, **Milutinović et al.**, Trial  
14:15 – 19:00, **Šešelj**, Trial  
Courtroom II 14:15 – 19:00, **Boškoski&Tarčulovski**, Trial  
Courtroom III 09:00 – 13:45, **Prlić et al.**, Rule 98*bis* hearing  
14:15 – 19:00, **Popović et al.**, Trial

**WEDNESDAY 6 FEBRUARY**

Courtroom I 09:00 – 13:45, **Milutinović et al.**, Trial  
14:15 – 19:00, **Šešelj**, Trial  
Courtroom II 14:15 – 19:00, **Boškoski&Tarčulovski**, Trial  
Courtroom III 09:00 – 13:45, **Prlić et al.**, Rule 98*bis* hearing  
14:15 – 19:00, **Popović et al.**, Trial

**THURSDAY 7 FEBRUARY**

Courtroom I 09:00 – 16:00, **Milutinović et al.**, Trial  
Courtroom II 14:15 – 19:00, **Boškoski&Tarčulovski**, Trial  
Courtroom III 09:00 – 13:45, **Šešelj**, Trial  
14:15 – 19:00, **Popović et al.**, Trial

**FRIDAY 8 FEBRUARY**

Courtroom II 09:00 – 13:45, **Boškoski&Tarčulovski**, Trial  
Courtroom III 09:00 – 15:30, **Milutinović et al.**, Trial

\*The courtroom schedule is provisional and you are invited to check for last minute changes with the Media Office (+31-70-512-5343, - 5356, or – 8752)

Public proceedings are also broadcast with a 30 minute delay on the ICTY's web site:

<http://www.un.org/icty/latest/> (in English) (Please click on Hearing Schedule);

<http://www.un.org/icty/bhs/week-b.htm> (na bosanskom/hrvatskom/srpskom).

**LATEST FILED DOCUMENTS**

Signature date	Case number	Case description	Document title
25-Jan-08	IT-04-79	Stanisic	PROSECUTION'S THIRD MOTION FOR

Internet address: <http://www.un.org/icty>

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			JUDICIAL NOTICE OF ADJUDICATED FACTS, WITH ANNEX
25-Jan-08	IT-04-82	Boskoski et al	BOSKOSKI DEFENCE URGENT MOTION FOR AN ORDER TO DISCLOSE MATERIAL PURSUANT TO RULE 66 (B)
25-Jan-08	IT-95-11-A	Martic (Appeal)	PROSECUTION RESPONSE TO STANISIC'S MOTION FOR ACCESS TO CONFIDENTIAL TESTIMONY AND EXHIBITS IN THE MARTIC CASE PURSUANT TO RULE 75(G)(I)
25-Jan-08	IT-05-88/2-AR73.1	Tolimir (Interlocutory)	APPEAL BY THE ACCUSED TO THE PRESIDING JUDGE OF CHAMBER II AGAINST THE VERBAL RULING OF THE PRE-TRIAL JUDGE ORDERING COMMUNICATION BETWEEN THE ACCUSED AND THE INTERNATIONAL TRIBUNAL AND THE OBLIGATION TO ACCEPT MATERIAL ACCOMPANYING THE INDICTMENT IN A LANGUAGE, SCRIPT AND FORM THAT THE ACCUSED DOES NOT UNDERSTAND
25-Jan-08	IT-04-83	Delic	PROSECUTION CORRIGENDUM TO MOTION TO RECONSIDER
28-Jan-08	IT-04-74	Prlic and Others	DÉCISION RELATIVE À LA DEMANDE DE DÉLAI POUR LE DÉBUT DE LA PRÉSENTATION À DÉCHARGE ET PORTANT NOUVEAU CALENDRIER
28-Jan-08	IT-03-69	Stanisic & Simatovic	PROSECUTION RESPONSE TO STANISIC'S MOTION FOR ACCESS TO CONFIDENTIAL TESTIMONY AND EXHIBITS IN THE MARTIC CASE PURSUANT TO RULE 75(G)(I)
28-Jan-08	IT-04-82	Boskoski et al	PROSECUTION RESPONSE TO "BOSKOSKI URGENT MOTION FOR AN ORDER TO DISCLOSE MATERIAL PURSUANT TO RULE 66 (B)"
28-Jan-08	IT-06-90	Gotovina et Al.	PROSECUTION'S RESPONSE TO GOTOVINA'S DEFENDANT ANTE GOTOVINA'S NOTICE TO THE TRIAL CHAMBER PURSUANT TO RULE 94 BIS CONCERNING THE EXPERT REPORT OF REYNAUD THEUNENS
28-Jan-08	IT-04-82	Boskoski et al	CORRIGENDUM TO PROSECUTION'S MOTION TO ADMIT INTO EVIDENCE TRANSCRIPTS OF VIDEO MATERIAL WITH ANNEXES A-M
28-Jan-08	IT-05-88/2	Zdravko Tolimir	PROSECUTION MOTION FOR AN ORDER PROTECTING THE CONFIDENTIALITY OF DISCLOSED MATERIALS
28-Jan-08	IT-05-87	Milutinovic et al.	REVISION OF THE ENGLISH TRANSLATION OF EXHIBIT NUMBER 6D10004 IN CASE IT-05-87-T (MILUTINOVIC ET AL)
28-Jan-08	IT-05-87	Milutinovic et al.	INTERNAL MEMORANDUM ON THE ENGLISH TRANSLATION OF PARAGRAPH OF THE NINTH PARAGRAPH ON PAGE 2 OF EXHIBIT NUMBER P1995 IN IT-05-87-T (MILUTINOVIC ET AL)
29-Jan-08	IT-05-88	Popovic et al	NOTICE TO WITHDRAW 'EXPEDITED DEFENCE MOTION SEEKING AN ORDER REGARDING ANY FURTHER INTERVIEWS CONDUCTED BY THE PROSECUTION WITH DRAGOMIR VASIC, FOR IMMEDIATE PRODUCTION OF

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			DOCUMENTS AND FOR A TEMPORARY RESTRAINING ORDER'
29-Jan-08	IT-95-11-A	Martic (Appeal)	PROSECUTION'S REPLY BRIEF
29-Jan-08	IT-05-87	Milutinovic et al.	VLADIMIR LAZAREVIC'S EIGHTH MOTION TO AMEND RULE 65TER EXHIBIT LIST
29-Jan-08	IT-01-42-A	Strugar et al. (Appeal)	SCHEDULING ORDER FOR APPEALS HEARING
29-Jan-08	IT-04-84	Haradinaj et al	DECISION ON IDRIZ BALAJ'S REQUEST FOR EVIDENTIARY HEARING REGARDING INTERVIEW OF CARLA DEL PONTE
29-Jan-08	IT-04-82	Boskoski et al	DECISION ON PROSECUTION'S MOTION TO ADMIT INTO EVIDENCE TRANSCRIPTS OF VIDEO MATERIAL WITH ANNEXES A-M
29-Jan-08	IT-04-82	Boskoski et al	[DECISION ON PROSECUTION'S MOTION TO ADMIT INTO EVIDENCE TRANSCRIPTS OF VIDEO MATERIAL WITH ANNEXES A-M ]
29-Jan-08	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
29-Jan-08	IT-05-88	Popovic et al	DECISION ON PROSECUTION'S MOTION TO ADD EIGHTEEN WITNESSES TO ITS 65 TER LIST AND TO ADMIT THEIR WRITTEN STATEMENTS PURSUANT TO RULE 92 BIS
29-Jan-08	IT-95-11-A	Martic (Appeal)	BOOK OF AUTHORITIES FOR PROSECUTION'S REPLY BRIEF
30-Jan-08	IT-05-88	Popovic et al	URGENT PROSECUTION MOTION TO ADD ONE WITNESS TO ITS 65 TER LIST
30-Jan-08	IT-95-8-ES	Sikirica (ES)	ORDER WITHDRAWING CONFIDENTIAL STATUS OF ORDER DESIGNATING THE STATE IN WHICH DUSKO SIKIRICA IS TO SERVE HIS PRISON SENTENCE
30-Jan-08	IT-95-8-ES	Sikirica (ES)	ORDER WITHDRAWING CONFIDENTIAL STATUS OF ORDER DESIGNATING THE STATE IN WHICH DAMIR DOSEN IS TO SERVE HIS PRISON SENTENCE
30-Jan-08	IT-98-30/1-ES	Radic (ES)	ORDER WITHDRAWING CONFIDENTIAL STATUS OF ORDER DESIGNATING THE STATE IN WHICH ZORAN ZIGIC IS TO SERVE HIS PRISON SENTENCE
30-Jan-08	IT-98-32-ES	Vasiljevic (ES)	ORDER WITHDRAWING CONFIDENTIAL STATUS OF ORDER DESIGNATING THE STATE IN WHICH MITAR VASILJEVIC IS TO SERVE HIS PRISON SENTENCE
30-Jan-08	IT-95-14/2-ES	Kordic (Enforcement)	ORDER WITHDRAWING CONFIDENTIAL STATUS OF ORDER DESIGNATING THE STATE IN WHICH DARIO KORDIC IS TO SERVE HIS PRISON SENTENCE
30-Jan-08	IT-96-23/2-ES	Zelenovic (Enforcement)	DEFENCE MOTION FOR TEMPORARY PROVISIONAL RELEASE WITH ANNEXES A AND B
30-Jan-08	IT-05-87	Milutinovic et al.	REQUEST TO SUBSTITUTE BCS VERSION OF EXHIBIT 1D623 IN E-COURT
30-Jan-08	IT-05-87	Milutinovic et al.	SUPPLEMENT TO DEFENCE NOTICE REGARDING EXHIBIT 5D1242
30-Jan-08	IT-03-69	Stanisic & Simatovic	PROSECUTION RESPONSE TO "DEFENCE SUBMISSION OF OUTSTANDING MEDICAL REPORTS AND EXPLANATION FOR LATE FILING"

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30-Jan-08	IT-04-74	Prlic and Others	PROSECUTION MOTION FOR RECONSIDERATION, OR IN THE ALTERNATIVE, REQUEST FOR CERTIFICATION FOR APPEAL
30-Jan-08	IT-03-67	Seselj	DÉCISION RELATIVE À LA DEMANDE DE L'ACCUSATION EN PROROGATION DE DÉLAI
30-Jan-08	IT-05-87	Milutinovic et al.	VLADIMIR LAZAREVIC'S NINTH MOTION TO AMEND RULE 65TER EXHIBIT LIST
30-Jan-08	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
30-Jan-08	IT-00-39-R75H.2	Krajisnik (Rule 75 H)	DECISION ON APPLICATION PURSUANT TO RULE 75(H)
30-Jan-08	IT-05-88-AR73.2	Popovic et al (interlocutory)	DECISION ON JOINT DEFENCE INTERLOCUTORY APPEAL CONCERNING THE STATUS OF RICHARD BUTLER AS AN EXPERT WITNESS
30-Jan-08	IT-04-83	Delic	DEFENCE RESPONSE TO PROSECUTION MOTION TO RECONSIDER 'DECISION ON PROSECUTION MOTION ON THE ADMISSION OF DOCUMENTARY EVIDENCE'
30-Jan-08	IT-98-29/1-A	Milosevic Dragomir (Appeal)	PROSECUTION APPEAL BRIEF
31-Jan-08	IT-04-79	Stanisic	DECISION ON MICO STANISIC'S MOTION TO RESCIND OR VARY THE DELAYED DISCLOSURE ORDERS IN PROSECUTOR V. KRAJŠNIK
31-Jan-08	IT-06-90	Gotovina et Al.	DEFENDANT ANTE GOTOVINA'S NOTICE OF WITHDRAWAL OF MOTION
31-Jan-08	IT-04-74	Prlic and Others	ORDONNANCE PORTANT ADMISSION D'ÉLÉMENTS DE PREUVE RELATIFS AU TÉMOIN DZ
31-Jan-08	IT-04-79	Stanisic	DECISION ON MICO STANISIC'S MOTION TO RESCIND OR VARY THE DELAYED DISCLOSURE ORDERS IN PROSECUTOR V. BRDANIN
31-Jan-08	IT-04-82	Boskoski et al	DECISION ON BOSKOSKI DEFENCE URGENT MOTION FOR AN ORDER TO DISCLOSE MATERIAL PURSUANT TO RULE 66 (B)
31-Jan-08	IT-05-87	Milutinovic et al.	DECISION ON LUKIC FIRST MOTION TO AMEND RULE 65TER EXHIBIT LIST
31-Jan-08	IT-00-39-R75H.1	Krajisnik (Rule 75 H)	ORDER ASSIGNING A CHAMBER TO CONSIDER THE VARIATION OR RESCINDING OF PROTECTIVE MEASURES
31-Jan-08	IT-00-39-A	Krajisnik (Appeal)	DECISION ON MICO STANISIC'S MOTION TO RESCIND OR VARY THE DELAYED DISCLOSURE ORDERS IN PROSECUTOR V. KRAJISNIK
31-Jan-08	IT-05-87	Milutinovic et al.	SRETEN LUKIC WITNESS NOTIFICATION FOR THE TRIAL WEEK COMMENCING 4 FEBRUARY 2008
31-Jan-08	IT-04-74	Prlic and Others	OPINION DISSIDENTE DU PRÉSIDENT DE LA CHAMBRE SUR LA NON ADMISSION D'ÉLÉMENTS DE PREUVE PRÉSENTÉS LORS DU TÉMOIGNAGE DU TÉMOIN DZ
31-Jan-08	IT-05-87	Milutinovic et al.	DECISION ON LAZAREVIC EIGHTH AND NINTH MOTIONS TO AMEND RULE 65TER EXHIBIT LIST

31-Jan-08	IT-04-82	Boskoski et al	TARCULOVSKI DEFENCE RESPONSE TO BOSKOSKI DEFENCE MOTION FOR ADMISSION OF EXHIBITS FROM THE BAR TABLE "ARMED CONFLICT" AND RELATED REQUIREMENTS UNDER ARTICLE 3 OF THE STATUTE
31-Jan-08	IT-99-36-A	Brdjanin (Appeal)	DECISION ON MICO STANISIC'S MOTION TO RESCIND OR VARY THE DELAYED DISCLOSURE ORDERS IN PROSECUTOR V. BRDANIN
01-Feb-08	IT-03-69	Stanisic & Simatovic	PROSECUTION REPORT ON COMPLIANCE WITH THE DECISIONS OF 20 OCTOBER 2003 & 11 MARCH 2005 IN MILO{EVI} FOR DISCLOSURE OF CLOSED-SESSION TRANSCRIPTS AND UNDER-SEAL EXHIBITS.
01-Feb-08	IT-05-88	Popovic et al	ORDER VARYING THE DATE ON WHICH THE PROSECUTION SHALL CLOSE ITS CASE-IN-CHIEF
01-Feb-08	IT-05-87	Milutinovic et al.	ORDER RE EXHIBIT 1D623
01-Feb-08	IT-05-87	Milutinovic et al.	ORDER ON LAZAREVIC DEFENCE NOTICE RE DOCUMENTS MARKED FOR IDENTIFICATION PENDING TRANSLATION
01-Feb-08	IT-95-13/1-A	Mrksic (Appeal)	STATUS CONFERENCE SCHEDULING ORDER
01-Feb-08	IT-05-88-T	Popovic et al.	ORDER VARYING THE DATE ON WHICH THE PROSECUTION SHALL CLOSE ITS CASE-IN-CHIEF

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