



25 July 2008

# ICTY WEEKLY UPDATE – 500

## PROCEDURAL DEVELOPMENTS

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### I. OVERVIEW OF COURT PROCEEDINGS

#### POPOVIĆ et al. Case

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

##### Continuation of the Defence case

On 21 July 2008, the following witness testified:

- **Milan Vojinović** (member of the Republika Srpska State Security Service during the relevant period)

On 22 July 2008, the following witness testified:

- **Branimir Grulović** (Reuters TV journalist during the relevant period)

On 22 July and 23 July 2008, the following witness testified:

- **Marinko Jevđević** (officer of the Republika Srpska Army/military police during the relevant period)

On 23 July and 24 July 2008, the following witness testified:

- **Debra Komar** (forensic anthropologist)

On 25 July 2008, the following witness testified:

- **Željko Kerkez** (officer in the Republika Srpska Army/Main Staff during the relevant period)

#### GOTOVINA et al. Case

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

##### Continuation of the Prosecution case

From 21 July until 24 July 2008, the following witness testified:

- **Alun Roberts** (UN Press and Public Information Officer in Sector South during the relevant period)

On 24 July and 25 July 2008, the following witness testified:

- **Roland Dangerfield** (member of the UN forces in Knin during the relevant period)

*The trial will resume on 25 August 2008.*

## **Vojislav ŠEŠELJ Case**

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

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

On 22 July 2008, the following witness testified:

- **Ibrahim Kujan** (testifying about the events in the area of Nevesinje, BiH, during the relevant period)

On 22 July and 23 July 2008, the following witness testified:

- **Nebojša Stojanović** (member of the Serb forces in Vukovar during the relevant period)

On 23 July 2008, the following witness testified:

- **Dan Saxon** (member of the Office of the Prosecutor of the ICTY – *this witness was called by the Trial Chamber in order to clarify a number of issues with regards to witness Stojanović*)

*The trial will resume on 26 August 2008.*

## **PRLIĆ et al. Case**

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

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

On 21 July and 22 July 2008, the following witness testified (*continuation from 8 May 2008*):

- **Miomir Žužul** (Deputy Foreign Minister of Croatia/Adviser for National Security to the Croatian President during the relevant period)

*The trial will resume on 25 August 2008.*

## **KRAJIŠNIK Case**

*Judge Meron*

On 21 July 2008, the parties met before Judge Meron for a Status Conference. The appellant was present.

## **ŽUPLJANIN Case**

*Judge Støle*

### **Further appearance**

On 21 July 2008, the parties met before Judge Støle for the further appearance of Stojan Župljanin. He pleaded not guilty to all counts.

## **Baton HAXHIU (“Contempt”) Case**

*Trial Chamber I – Judges Orić (Presiding), Van den Wyngaert and Støle*

### **Trial Chamber Judgement**

On 24 July 2008, the Trial Chamber rendered its judgement, found Baton Haxhiu guilty and sentenced him to pay a fine of 7,000 euro – *See Press Release number 1276, dated 24 July 2008.*

## II. OVERVIEW OF SELECTED COURT DOCUMENTS

### **POPOVIĆ et al. Case**

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

#### **DECISION ON PROVISIONAL RELEASE MOTIONS**

On 21 July 2008, Trial Chamber II ordered that:

- Vinko Pandurević shall be provisionally released for a period of three days and the exact dates shall be determined in consultations between the UN Detention Unit, the Registrar and a representative of the Trial Chamber. However, the decision is stayed pending an appeal.
- Milan Gvero shall be provisionally released for a period not exceeding seven days and the exact dates shall be determined in consultations between the UN Detention Unit, the Registrar and a representative of the Trial Chamber. He shall return to the Detention Unit no later than 19 August 2008;
- Drago Nikolić shall be provisionally released, on the condition that any affected state has provided its agreement to the Registry, for a period from 1 August until 4 August 2008;
- Radivoje Miletić shall be provisionally released for a period of seven days and the exact dates shall be determined in consultations between the UN Detention Unit, the Registrar and a representative of the Trial Chamber. He shall return to the Detention Unit no later than 19 August 2008.

### **MRKŠIĆ & ŠLJIVANČANIN Case**

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

#### **DECISION ON ŠLJIVANČANIN'S MOTION FOR MODIFICATION OF CONDITIONS OF PROVISIONAL RELEASE**

On 22 July 2008, the Appeals Chamber granted a motion by Veselin Šljivančanin and allowed him to remain in the municipality of Žabljak, Montenegro, for a period of 30 days.

### **Ljubiša PETKOVIĆ Case (“Contempt”)**

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

#### **ORDONNANCE PORTANT CALENDRIER (SCHEDULING ORDER)**

On 22 July 2008, Trial Chamber III ordered that the trial against Ljubiša Petković shall take place on 3 September 2009 at 14:15.

## **COURTROOM SCHEDULE: 28 JULY – 1 AUGUST 2008\***

### **MONDAY 28 JULY**

Courtroom I 16:00 – 17:30, **Tolimir**, Status Conference  
Courtroom III 09:00 – 15:30, **Popović et al.**, Trial

### **TUESDAY 29 JULY**

Courtroom III 09:00 – 15:30, **Popović et al.**, Trial

### **WEDNESDAY 30 JULY**

Courtroom III 09:00 – 15:30, **Popović et al.**, Trial

### **THURSDAY 31 JULY**

Courtroom III 09:00 – 13:45, **Popović et al.**, Trial

### **FRIDAY 1 AUGUST**

Courtroom III 09:00 – 13:45, **Popović 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)

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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 PRESS RELEASES

Date	Number	Title	E	F	B/C/S
21/07/2008	1274	STATEMENT OF THE OFFICE OF THE PROSECUTOR ON THE ARREST OF RADOVAN KARADŽIĆ <a href="http://www.un.org/icty/pressreal/2008/pr1274e.htm">http://www.un.org/icty/pressreal/2008/pr1274e.htm</a>	E		B/C/S
21/07/2008	1275	TRIBUNAL WELCOMES THE ARREST OF RADOVAN KARADŽIĆ <a href="http://www.un.org/icty/pressreal/2008/pr1275e.htm">http://www.un.org/icty/pressreal/2008/pr1275e.htm</a>	E		B/C/S
24/07/2008	1276	BATON HAXHIU FOUND GUILTY OF CONTEMPT OF THE TRIBUNAL <a href="http://www.un.org/icty/pressreal/2008/pr1276e.htm">http://www.un.org/icty/pressreal/2008/pr1276e.htm</a>	E		B/C/S

## LATEST FILED DOCUMENTS

Signature date	Case number	Case description	Document title
18-Jul-08	IT-95-13/1-A	Mrksic (Appeal)	MILE MRKŠIĆ'S DEFENCE RESPONSE MOTION TO PROSECUTION'S MOTION TO STRIKE A APPEAL BRIEF AND ANNEX FROM 14 JULY 2008
18-Jul-08	IT-00-39-A	Krajisnik (Appeal)	DECISION ON URGENT REQUESTS TO EXTEND WORD LIMITS
18-Jul-08	IT-00-39-A	Krajisnik (Appeal)	ODLUKA PO HITNIM ZAHTJEVIMA ZA PREKORACENJE DOPUSTENOG BROJA RIJECI
18-Jul-08	IT-04-74-AR73.8	Prlic and Others (Interlocutory)	DECISION ON PETKOVIC'S AND PRALJAK'S APPEALS AGAINST THE TRIAL CHAMBER'S DECISION ADOPTING GUIDELINES FOR THE PRESENTATION OF DEFENCE EVIDENCE
18-Jul-08	IT-99-36/2	Zupljanin	ODLUKA
18-Jul-08	IT-99-36/2	Zupljanin	DECISION [BY THE DEPUTY REGISTRAR RE: ASSIGNMENT OF COUNSEL]
18-Jul-08	IT-04-74-AR65.10	Prlic and Others (Interlocutory)	PROSECUTION'S APPEAL OF THE TRIAL CHAMBER'S 17 JULY 2008 DECISION TO PROVISIONALLY RELEASE ACCUSED PRALJAK DURING THE 2008 SUMMER RECESS
18-Jul-08	IT-04-74	Prlic and Others	BRUNO STOJIC MOTION TO CORRECT ENGLISH TRANSLATION OF EXHIBIT P05955 WITH ANNEXES A-C
18-Jul-08	IT-00-39-A	Krajisnik (Appeal)	SCHEDULING ORDER FOR APPEALS HEARING
18-Jul-08	IT-00-39-A	Krajisnik (Appeal)	NALOG O RASPOREDU ZA ZALBENI PRETRES
19-Jul-08	IT-04-84-A	Haradinaj (Appeal)	APPEAL BRIEF ON BEHALF OF LAHI BRAHIMAJ
21-Jul-08	IT-05-88	Popovic et al	DECISION ON MILETIC'S MOTION FOR PROVISIONAL RELEASE

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21-Jul-08	IT-04-74	Prlic and Others	ORDONNANCE PORTANT ADMISSION D'ÉLÉMENTS DE PREUVE RELATIFS AU TÉMOIN ZARKO PRIMORAC
21-Jul-08	IT-05-88	Popovic et al	DECISION ON GVERO'S MOTION FOR PROVISIONAL RELEASE
21-Jul-08	IT-05-88	Popovic et al	VUJADIN POPOVIC'S NOTICE OF DISCLOSURE OF FOUR WITNESS STATEMENTS PURSUANT TO RULE 92BIS (B)
21-Jul-08	IT-05-88	Popovic et al	DECISION ON NIKOLIC'S MOTION FOR PROVISIONAL RELEASE
21-Jul-08	IT-06-90	Gotovina et Al.	DEFENDANT ANTE GOTOVINA'S RESPONSE TO PROSECUTION'S SUBMISSION OF RULE 92 TER STATEMENTS AND ASSOCIATED EXHIBITS AND MOTION TO ADD 18 WITNESS-RELATED DOCUMENTS TO THE RULE 65 TER LIST FOR WITNESS 142
21-Jul-08	IT-05-88/2	Zdravko Tolimir	SCHEDULING ORDER
21-Jul-08	IT-05-88/2	Zdravko Tolimir	NALOG O RASPOREDU
21-Jul-08	IT-05-88	Popovic et al	DECISION ON PANDUREVIC'S MOTION FOR PROVISIONAL RELEASE
22-Jul-08	IT-95-13/1-A	Mrksic (Appeal)	DECISION ON VESELIN SLJIVANCANIN'S MOTION FOR MODIFICATION OF CONDITIONS OF PROVISIONAL RELEASE
22-Jul-08	IT-95-13/1-A	Mrksic (Appeal)	ODLUKA PO ZAHTEVU VESELINA SLJIVANCANINA ZA IZMENU USLOVA PRIVREMENOG PUŠTANJA NA SLOBODU
22-Jul-08	IT-03-69	Stanisic & Simatovic	SIXTH PROSECUTION MOTION FOR LEAVE TO AMEND ITS RULE 65 TER EXHIBIT LIST WITH CONFIDENTIAL ANNEX
22-Jul-08	IT-04-82-A	Boskoski et al (Appeal)	TARCULOVSKI MOTION FOR EXTENSION OF TIME TO FILE THE NOTICE OF APPEAL
22-Jul-08	IT-95-5/18	Karadzic and Mladic	ORDER ASSIGNING A CASE TO A TRIAL CHAMBER
22-Jul-08	IT-04-74	Prlic and Others	PROSECUTION CONSOLIDATED RESPONSE TO THE REQUESTS OF THE ACCUSED FOR ADMISSION OF EXHIBITS TENDERED THROUGH WITNESS ZORAN BUNTIC
22-Jul-08	IT-04-81	Perisic	PARTIES JOINT SUBMISSION IN RESPECT OF FACTS RELEVANT TO THE ZAGREB CRIME BASE WITH AMENDED CONFIDENTIAL ANNEX A
22-Jul-08	IT-95-13/1-A	Mrksic (Appeal)	RESPONSE ON BEHALF OF VESELIN SLJIVANČANIN TO 'PROSECUTION MOTION TO ORDER SLJIVANČANIN TO SEEK LEAVE TO FILE AN AMENDED NOTICE OF APPEAL AND TO STRIKE NEW GROUNDS CONTAINED IN HIS APPEAL BRIEF'
22-Jul-08	IT-98-32/1	Lukic et al	MILAN LUKIC'S RESPONSE TO THE PROSECUTION MOTION REQUESTING CERTIFICATION TO APPEAL THE DECISION DENYING LEAVE TO AMEND
22-Jul-08	IT-03-67-R77.1	Petkovic (Contempt)	ORDONNANCE PORTANT CALENDRIER

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22-Jul-08	IT-04-74-AR65.10	Prlic and Others (Interlocutory)	ORDER ASSIGNING JUDGES TO A CASE BEFORE THE APPEALS CHAMBER
22-Jul-08	IT-98-32/1	Lukic et al	SREDOJE LUKIC'S RESPONSE TO "PROSECUTION MOTION FOR CERTIFICATION TO APPEAL THE TRIAL CHAMBER'S DECISION ON PROSECUTION MOTION SEEKING LEAVE TO AMEND THE SECOND AMENDED INDICTMENT"
22-Jul-08	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
23-Jul-08	IT-04-74	Prlic and Others	DÉCISION PORTANT SUR LA DEMANDE DE JADRANKO PRLIC D'ÊTRE DISPENSÉ D'UNE APPLICATION STRICTE DE LA LIGNE DIRECTRICE NUMÉRO 9 DE LA DÉCISION DU 24 AVRIL 2008
23-Jul-08	IT-04-74	Prlic and Others	DECISION PORTANT SUR UNE DEMANDE DE CERTIFICATION D'APPEL PRÉSENTÉE PAR LA DÉFENSE PRALJAK
23-Jul-08	IT-98-32/1	Lukic et al	DECISION ON PROSECUTION'S MOTION FOR ADMISSION OF EVIDENCE OF WITNESSES PURSUANT TO RULE 89 AND 92 QUATER WITH CONFIDENTIAL ANNEXES A, B AND C
23-Jul-08	IT-98-32/1	Lukic et al	DECISION ON SECOND PROSECUTION MOTION FOR THE ADMISSION OF EVIDENCE PURSUANT TO RULE 92BIS (TWO EXPERT WITNESSES)
23-Jul-08	IT-05-88	Popovic et al	VUJADIN POPOVIC'S REQUEST FOR ADDITIONAL EXPERT TIME AND FOR LEAVE TO FILE AN ADDENDUM TO PROF. DUSAN DUNJIC'S EXPERT REPORT
23-Jul-08	IT-05-88/1	Trbic Milorad	PROSECUTOR'S FIFTH PROGRESS REPORT
23-Jul-08	IT-98-32/1	Lukic et al	ORDER ON MILAN LUKIC'S REQUEST FOR PROTECTIVE MEASURES
23-Jul-08	IT-04-74	Prlic and Others	MILIVOJ PETKOVIC'S REQUEST FOR ADMISSION OF EXHIBITS TENDERED THROUGH WITNESS MIOMIR ZUZUL
23-Jul-08	IT-95-13/1-A	Mrksic (Appeal)	ORDER CONCERNING THE PROSECUTION'S RESPONDENT'S BRIEF
23-Jul-08	IT-04-74	Prlic and Others	PROSECUTION REQUEST FOR ADMISSION OF DOCUMENTS USED WITH WITNESS MIOMIR ZUZUL
23-Jul-08	IT-04-74	Prlic and Others	SLOBODAN PRALJAK'S REQUEST FOR ADMISSION OF EXHIBITS TENDERED THROUGH WITNESS MIOMIR ZUZUL
23-Jul-08	IT-05-87	Milutinovic et al.	ORDER ON FILING OF PUBLIC REDACTED VERSIONS OF FINAL TRIAL BRIEFS
23-Jul-08	IT-03-69	Stanisic & Simatovic	SECOND PROSECUTION REPORT ON DISCLOSURE AND OUTSTANDING TRANSLATIONS WITH ANNEX A
24-Jul-08	IT-06-90	Gotovina et Al.	JOINT DEFENCE MOTION TO STRIKE THE PROSECUTION'S FURTHER

			CLARIFICATION OF IDENTITY OF VICTIMS
24-Jul-08	IT-04-84-R77.5	Haxhiu (Contempt)	JUDGEMENT ON ALLEGATIONS OF CONTEMPT
24-Jul-08	IT-06-90	Gotovina et Al.	DECISION ON THE ADMISSION OF STATEMENTS OF FOUR WITNESSES PURSUANT TO RULE 92 QUATER
24-Jul-08	IT-04-81	Perisic	DECISION ON DEFENCE REQUEST TO EXCEED WORD LIMIT AND ADDENDUM TO DEFENCE OBJECTION TO PROSECUTION'S MOTION FOR JUDICIAL NOTICE OF FACTS AND DOCUMENTS RELEVANT TO THE ZAGREB CRIME BASE, WITH CONFIDENTIAL ANNEXES
24-Jul-08	IT-99-36/2	Zupljanin	RESPONSE TO MOTION FOR PROTECTIVE MEASURES FOR VICTIMS AND WITNESSES
24-Jul-08	IT-04-74	Prlic and Others	PROSECUTION'S REPLY TO THE ACCUSED SLOBODAN PRALJAK'S RESPONSE TO THE PROSECUTION'S APPEAL OF THE TRIAL CHAMBER'S 17 JULY 2008 DECISION ON PROVISIONALLY RELEASE
24-Jul-08	IT-06-90	Gotovina et Al.	REASONS FOR THE DECISION ON THE ADMISSION OF TWO STATEMENTS AND RELATED EXHIBITS OF WITNESS ZDRAVKO JANIC INTO EVIDENCE PURSUANT TO RULE 92 TER
24-Jul-08	IT-99-36/2	Zupljanin	RESPONSE TO PROSECUTION MOTION FOR PROTECTIVE MEASURES FOR WITNESSES FROM OTHER CASES

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