



20 March 2009

## ICTY WEEKLY UPDATE – 530

### PROCEDURAL DEVELOPMENTS

#### I. OVERVIEW OF COURT PROCEEDINGS

##### **GOTOVINA et al. Case**

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

##### **Rule 98bis submissions**

On 19 and 20 March 2009, the Defence presented its submissions pursuant to Rule 98bis of the Rules.

##### **PRLIĆ et al. Case**

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

##### **Continuation of the Defence case (Bruno Stojić)**

From 16 until 19 March 2009, the following witness testified:

- *Ivan Bandić (member of the HVO Security and Information Service/SIS during the relevant period)*

##### **PERIŠIĆ Case**

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

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

On 16 and 17 March 2009, the following witness testified (*closed session*):

- *Witness MP-072*

On 17 and 18 March 2009, the following witness testified (*continuation from 12 March 2009*):

- *Bretton Randall (former ICTY/OTP investigator)*

On 18 and 19 March 2009, the following witness testified:

- *Nedžib Đozo (police officer in Sarajevo during the relevant period)*

On 19 March 2009, the following witness testified (*with facial distortion*):

- *Mirza Sabljica (police officer in Sarajevo during the relevant period)*

## **DORĐEVIĆ Case**

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

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

On 16 March 2009, the following witness testified:

- ***Nazali Bala*** (*testifying about the events in Priština during the relevant period*)

On 17 March 2009, the following witness testified:

- ***Emin Kabashi*** (*testifying about the events in Priština during the relevant period*)

From 17 until 19 March 2009, the following witness testified:

- ***Bislim Zyrapi*** (*Chief of Staff of the Kosovo Liberation Army/KLA during the relevant period*)

On 19 and 20 March 2009, the following witness testified:

- ***Jose Pablo Baraybar*** (*forensic anthropologist/former Head of the Office for Missing Persons and Forensics of UN mission in Kosovo-UNMIK*)

On 20 March 2009, the following witness testified:

- ***Jan Kickert*** (*Austrian diplomat in Belgrade during the relevant period*)

## **LUKIĆ&LUKIĆ Case**

*Trial Chamber III – Judges Robinson (Presiding), Van den Wyngaert and David*

### **Continuation of the Defence case (Milan Lukić)**

On 16 March 2009, the parties discussed procedural matters.

On 17 and 18 March 2009, the following witness testified (*the witness was called by the Trial Chamber*):

- ***Witness CW-1*** (*testifying about the events in Višegrad during the relevant period*)

On 19 and 20 March 2009, the following witness testified:

- ***Martin McCoy*** (*fire/arson investigation expert*)

On 20 March 2009, the following witness testified:

- ***Linda La Grange*** (*experimental psychologist/psycho-pharmacologist*)

## **BOŠKOSKI & TARČULOVSKI Case**

*Judge Güney*

On 18 March 2009, the parties met before Judge Güney for a Status Conference with the appellant Tarčulovski present.

## **KRAJIŠNIK Case**

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

### **Appeals Judgement**

On 17 March 2009, the Appeals Chamber delivered its judgement and sentenced Momčilo Krajišnik to 20 years of imprisonment – *See Press Release number 1308, dated 17 March 2009.*

## **STANIŠIĆ & ŽUPLJANIN Case**

*Judge Støle*

On 20 March 2009, the parties met before Judge Støle for a Status Conference with the accused Župljanin present.

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

### **Dragan JOKIĆ Case (“Contempt”)**

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

### **SCHEDULING ORDER**

On 19 March 2009, Trial Chamber II ordered that the judgement in this case shall be delivered on Friday, 27 March 2009 at 09:00.

### **NALETILIĆ Case**

*Appeals Chamber - Judges Pocar (Presiding), Shahabuddeen, Güney, Vaz and Meron*

### **DECISION ON MLADEN NALETILIĆ’S REQUEST FOR REVIEW**

On 19 March 2009, the Appeals Chamber dismissed an application by Mladen Naletilić for a review of the judgement.

## **COURTROOM SCHEDULE: 23 MARCH – 27 MARCH 2009\***

### **MONDAY 23 MARCH**

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

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

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Courtroom II 09:00 – 13:45, **Perišić**, Trial  
14:15 – 19:10, **Lukić& Lukić**, Trial  
Courtroom III 09:00 – 13:45, **Popović et al**, Trial  
14:15 – 19:00, **Prlić et al**, Trial

**TUESDAY 24 MARCH**

Courtroom I 09:45 – 13:45, **Perišić**, Trial  
14:15 – 19:00, **Gotovina et al.**, Trial  
Courtroom II 09:00 – 13:45, **Đorđević**, Trial  
14:15 – 19:10, **Lukić& Lukić**, Trial  
Courtroom III 09:00 – 13:45, **Popović et al**, Trial  
14:15 – 19:00, **Prlić et al**, Trial

**WEDNESDAY 25 MARCH**

Courtroom I 09:00 – 13:45, **Gotovina et al.**, Trial  
14:15 – 19:00, **Đorđević**, Trial  
Courtroom II 09:00 – 13:45, **Perišić**, Trial  
14:15 – 19:10, **Lukić& Lukić**, Trial  
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial  
14:15 – 19:00, **Prlić et al.**, Trial

**THURSDAY 26 MARCH**

Courtroom I 09:00 – 13:45, **Perišić**, Trial  
Courtroom II 08:30 – 13:15, **Šešelj**, Trial  
14:15 – 19:10, **Lukić& Lukić**, Trial  
Courtroom III 09:00 – 13:45, **Popović et al.**, Trial  
14:15 – 19:00, **Prlić et al.**, Trial

**FRIDAY 27 MARCH**

Courtroom I 09:00 – 13:45, **Đorđević**, Trial  
Courtroom II 08:50 – 13:45, **Lukić& Lukić**, Trial  
Courtroom III 09:00 – 10:30, **Dragan Jokić (Contempt)**, Judgement *\*end time to be confirmed*  
11:00 – 13:45, **Popović et al.**, Trial *\*start time to be confirmed*

\*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.icty.org> (in English)

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

## LATEST PRESS RELEASES

Date	Number	Title	E	F	B/C/S
17/03/2009	1308	MOMČILO KRAJIŠNIK SENTENCED TO 20 YEARS BY APPEALS CHAMBER  <a href="http://www.icty.org/sid/10079">http://www.icty.org/sid/10079</a>	E	F	B/C/S

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

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## LATEST FILED DOCUMENTS

Signature Date	Case Number	Case Description	Document Title
12-Mar-09	IT-03-67	Seselj	PROCÈS-VERBAL OF RECEPTION OF BCS TRANSLATION OF "PROSECUTION'S MOTION FOR ADMISSION OF EVIDENCE OF (...) PURSUANT TO RULE 92 QUATER"
12-Mar-09	IT-05-87	Milutinovic et al.	PROSECUTION SUBMISSION WITH RESPECT TO RULE 73BIS (D) DECISION OF 11 JULY 2006
13-Mar-09	IT-04-74-AR73.15	Prlic and Others (Interlocutory)	ORDER ASSIGNING JUDGES TO A CASE BEFORE THE APPEALS CHAMBER
13-Mar-09	IT-05-88/2	Zdravko Tolimir	PROSECUTION'S NOTICE OF DISCLOSURE OF EXPERT WITNESS RESPORTS PURSUANT TO RULE 94BIS AND ATTACHED APPENDICES A AND B
13-Mar-09	IT-95-5/18	Karadzic and Mladic	PROSECUTION'S NOTICE OF DISCLOSURE OF EXPERT REPORTS BY CHRISTIAN NIELSEN AND HIS CURRICULUM VITAE
13-Mar-09	IT-08-91	Stanisic & Zupljanin	MICO STANISIC DEFENCE RESPONSE TO PROSECUTION'S SUPPLEMENT TO THE PROSECUTION MOTION OF 1 DECEMBER 2008 FOR LEAVE TO AMEND THE CONSOLIDATED INDICTMENT
13-Mar-09	IT-04-74	Prlic and Others	JADRANKO PRLIC'S EXPEDITED REQUEST FOR RECONSIDERATION OF LEAVE TO EXCEED WORD LIMIT FOR JADRANKO PRLIC'S MOTION FOR PROVISIONAL RELEASE
13-Mar-09	IT-95-5/18	Karadzic and Mladic	PROCÈS-VERBAL OF RECEPTION OF DOCUMENTS OF THE ICTY (D12712-D12710&D3-1/12712TER)
13-Mar-09	IT-95-5/18-AR73.2	Karadzic (Interlocutory)	PROSECUTION'S RESPONSE TO KARADZIC'S APPEAL OF THE TRIAL CHAMBER'S DECISION ON ADEQUATE FACILITIES
13-Mar-09	IT-95-5/18	Karadzic and Mladic	PROCÈS-VERBAL OF RECEPTION OF DOCUMENTS OF THE ICTY (D12716-D12714&D3-1/12716TER)
13-Mar-09	IT-95-5/18	Karadzic and Mladic	PROCÈS-VERBAL OF RECEPTION OF DOCUMENTS OF THE ICTY (D13139-D13138&D2-1/13139TER)

13-Mar-09	IT-04-74	Prlic and Others	SLOBODAN PRALJAK'S SUBMISSION OF THE EXPERT REPORT OF DR. JOSIP JURCEVIC
13-Mar-09	IT-98-32/1	Lukic et al	PROSECUTION SUBMISSION REGARDING ADMISSION OF MEDICAL RECORDS AND MOTION FOR ADMISSION OF PREVIOUS TESTIMONY PURSUANT TO RULE 92BIS WITH PUBLIC ANNEXES A THROUGH G
13-Mar-09	IT-95-5/18	Karadzic and Mladic	PROCÈS-VERBAL OF RECEPTION OF DOCUMENTS OF THE ICTY (D13155-D13145&D12-1/13155TER)
16-Mar-09	IT-98-32/1	Lukic et al	PROSECUTION NOTIFICATION OF OUTCOME OF FURTHER INVESTIGATION REGARDING VICTIMS AND MOTION FOR ADMISSION OF TABEAU "CLARIFICATION" REGARDING VICTIMS WITH PUBLIC ANNEX A, CONFIDENTIAL ANNEX A.1, AND PUBLIC ANNEXES B AND C
16-Mar-09	IT-04-74	Prlic and Others	JADRANKO PRLIC'S MOTION FOR PROVISIONAL RELEASE
16-Mar-09	IT-95-5/18	Karadzic and Mladic	SECOND PROSECUTION MOTION FOR JUDICIAL NOTICE OF ADJUDICATED FACTS AND CORRIGENDUM TO FIRST PROSECUTION MOTION FOR JUDICIAL NOTICE OF ADJUDICATED FACTS
16-Mar-09	IT-95-5/18	Karadzic and Mladic	PRELIMINARY MOTION TO DISMISS JOINT CRIMINAL ENTERPRISE III - FORESEEABILITY
16-Mar-09	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
16-Mar-09	IT-03-67	Seselj	PROCÈS-VERBAL OF RECEPTION OF "SUBMISSION NO. 414"
16-Mar-09	IT-05-87/1	Dordevic Vlastimir	PROSECUTION NOTIFICATION OF ORDER OF WITNESSES FOR WEEK COMMENCING ON 30 MARCH 2009
16-Mar-09	IT-95-5/18	Karadzic and Mladic	PROCÈS-VERBAL OF RECEPTION OF DOCUMENT(S) OF THE ICTY (RP D13185-D13178)
16-Mar-09	IT-95-5/18	Karadzic and Mladic	PROCÈS-VERBAL OF RECEPTION OF DOCUMENT(S) OF THE ICTY (RP D13188-D13187)
16-Mar-09	IT-04-74	Prlic and Others	DECISION PORTANT SUR LA DEMANDE DE RECONSIDERATION PRESENTEE PAR LA DEFENSE PRALJAK RELATIVE A L'ADMISSION DE LA PIECE 3D 02653

16-Mar-09	IT-05-87/1	Dordevic Vlastimir	DECISION ON PROSECUTION'S MOTION FOR ADMISSION OF TRANSCRIPTS OF EVIDENCE IN LIEU OF VIVA VOCE TESTIMONY PURSUANT TO RULE 92 BIS
16-Mar-09	IT-03-67	Seselj	PROCÈS-VERBAL OF RECEPTION OF BCS TRANSLATION OF "PROSECUTION'S MOTION TO AMEND RULE 65 TER EXHIBIT LIST AND FOR ADMISSION OF EVIDENCE"
16-Mar-09	IT-95-5/18	Karadzic and Mladic	PROSECUTION PERIODIC DISCLOSURE REPORT
16-Mar-09	IT-06-90-AR73.3	Gotovina, Cermak, Markac(Interlocutory)	PROSECUTION'S RESPONSE TO GOTOVINA AND MARKAC'S REQUEST FOR A WRIT MANDAMUS
16-Mar-09	IT-06-90	Gotovina et Al.	PROSECUTION'S RESPONSE TO JOINT DEFENCE REQUEST FOR CERTIFICATE TO APPEAL THE TRIAL CHAMBER'S SECOND DECISION OF 2 MARCH 2009
16-Mar-09	IT-04-74	Prlic and Others	RÉPONSE DE JADRANKO PRLIC À LA DEMANDE D'ADMISSION D'EXTRAITS DU DOCUMENT P10768 PRÉSENTÉE PAR L'ACCUSATION ET AU CORRIGENDUM À LADITE DEMANDE
16-Mar-09	IT-05-88	Popovic et al	VUJADIN POPOVIC'S REQUEST FOR AN EXTENSION OF TIME TO FILE A RESPONSE TO THE PROSECUTION'S MOTION TO ADMIT EVIDENCE IN REBUTTAL UNDER RULE 85 (A) AND TO REOPEN ITS CASE WITH APPENDICES A-G, WITH CONFIDENTIAL ANNEX
16-Mar-09	IT-95-5/18	Karadzic and Mladic	REQUEST FOR PROCEEDINGS TO BE HELD IN PUBLIC
16-Mar-09	IT-04-74	Prlic and Others	CD-ROM ENCLOSURE TO JADRANKO PRLIC'S RESPONSE TO PROSECUTION MOTION TO ADMIT LIMITED EXCERPTS OF EXHIBIT P10768 & CORRIGENDUM TO PROSECUTION MOTION TO ADMIT LIMITED EXCERPTS OF EXHIBIT P10768
16-Mar-09	IT-05-88	Popovic et al	ORDER ON REQUEST FOR EXTENSION OF TIME TO FILE A RESPONSE
16-Mar-09	IT-03-67	Seselj	REGISTRY THIRD SUBMISSION PURSUANT TO RULE 33(B) OF THE RULES REGARDING THE FINANCING OF THE ACCUSED'S DEFENCE

16-Mar-09	IT-98-32/1	Lukic et al	NOTICE OF ADDITIONAL EXPERT REPORT OF DR. WIL FAGEL PURSUANT TO RULE 94 BIS WITH CONFIDENTIAL ANNEXES A AND B
17-Mar-09	IT-08-91	Stanisic & Zupljanin	CORRIGENDUM TO PROSECUTION'S SUPPLEMENT TO THE PROSECUTION MOTION OF 1 DECEMBER 2008 FOR LEAVE TO AMEND THE CONSOLIDATED INDICTMENT, WITH CONFIDENTIAL AND EX PARTE ANNEXES
17-Mar-09	IT-04-74	Prlic and Others	ORDONNANCE PORTANT ADMISSION D'ÉLÉMENTS DE PREUVE RELATIFS AU TÉMOIN 2D-AB
17-Mar-09	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
17-Mar-09	IT-00-39-A	Krajisnik (Appeal)	JUDGEMENT
17-Mar-09	IT-05-88	Popovic et al	PROSECUTION'S NOTICE OF FILING REPORT OF DUSAN JANC
17-Mar-09	IT-05-88	Popovic et al	VUJADIN POPOVIC'S RESPONSE TO THE "PROSECUTION'S MOTION TO ADMIT EVIDENCE IN REBUTTAL UNDER RULE 85(A) AND TO REOPEN ITS CASE WITH APPENDICES A-G"
17-Mar-09	IT-95-5/18	Karadzic and Mladic	PROSECUTION'S NOTICE OF DISCLOSURE OF EXPERT REPORTS BY ANDRAS RIEDLMAYER AND HIS CURRICULUM VITAE
17-Mar-09	IT-05-88	Popovic et al	INTERNAL MEMORANDUM RE. VERIFICATION OF ACCURACY OF TRANSCRIPT IN CASE IT-05-88-T (DATE OF HEARING 27 APRIL 2007)
18-Mar-09	IT-05-88-R77.1	Dragan Jokic (Popovic et al contempt)	NALOG O RASPOREDU
18-Mar-09	IT-04-74	Prlic and Others	BRUNO STOJIC'S FILING OF REVISED RULE 65TER (G) SUMMARY FOR WITNESS MARIO MILOS WITH ANNEX
18-Mar-09	IT-04-74	Prlic and Others	DÉPÔT PAR BRUNO STOJIC D'UNE VERSION RÉVISÉE DU RÉSUMÉ, PRÉSENTÉ EN APPLIATION DE L'ARTICLE 65 TER G) DU RÈGLEMENT, DES FAITS SUR LESQUELS IL EST PRÉVU QUE PORTE LA DÉPOSITION DE MARIO MILOS, AVEC ANNEXE
18-Mar-09	IT-05-88-R77.1	Dragan Jokic (Popovic et al contempt)	SCHEDULING ORDER
18-Mar-09	IT-95-5/18	Karadzic and Mladic	PROSECUTION RESPONSE TO KARADZIC'S REQUEST FOR

			PROCEEDINGS TO BE HELD IN PUBLIC
18-Mar-09	IT-95-5/18	Karadzic and Mladic	PRELIMINARY MOTION TO DISMISS COUNT 11 FOR LACK OF JURISDICTION
18-Mar-09	IT-04-74	Prlic and Others	ORDONNANCE PORTANT ADMISSION D'ÉLÉMENTS DE PREUVE RELATIFS AU TÉMOIN NEDZAD CENGIC
18-Mar-09	IT-04-74	Prlic and Others	BRUNO STOJIC'S MOTION TO ADD EXHIBITS TO THE RULE 65 TER (G) EXHIBIT LIST WITH ANNEXES A-D
18-Mar-09	IT-05-87/1	Dordevic Vlastimir	DECISION ON PROSECUTION'S MOTION FOR ADMISSION OF WRITTEN EVIDENCE OF WITNESS K14 IN LIEU OF ORAL TESTIMONY PURSUANT TO RULE 92BIS
18-Mar-09	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
18-Mar-09	IT-95-5/18	Karadzic and Mladic	PROCÈS-VERBAL OF RECEPTION OF DOCUMENTS OF THE ICTY (D13450-D13435)
19-Mar-09	IT-04-74	Prlic and Others	NOTICE BY THE ACCUSED MR. PUSIC (ABSENCE FROM COURT)
19-Mar-09	IT-04-74	Prlic and Others	BRUNO STOJIC'S FILING OF LETTER FROM THE GOVERNMENT OF THE REPUBLIC OF CROATIA REGARDING THE TESTIMONY OF IVAN BANDIC WITH ANNEX
19-Mar-09	IT-04-74	Prlic and Others	CD-ROM ENCLOSE TO SLOBODAN PRALJAK'S SUPPLEMENT TO THE SUBMISSION OF THE EXPERT REPORT OF DR. JOSIP JURCEVIC
19-Mar-09	IT-03-67	Seselj	PROSECUTION'S RESPONSE TO THE ACCUSED'S SUBMISSION 414
19-Mar-09	IT-08-91	Stanisic & Zupljanin	PROSECUTION'S MOTION FOR LEAVE TO REPLY AND PROPOSED REPLY TO MICO STANISIC
19-Mar-09	IT-05-87-A	Milutinovic et al (Appeal)	DEFENCE RESPONSE TO PROSECUTION'S SUPPLEMENT TO THE PROSECUTION MOTION OF 1 DECEMBER 2008 FOR LEAVE TO AMEND THE CONSOLIDATED INDICTMENT
19-Mar-09	IT-05-87/1	Dordevic Vlastimir	ORDER APPOINTING THE PRE-APPEAL JUDGE
19-Mar-09	IT-05-87/1	Dordevic Vlastimir	MOTION FOR ACCESS TO TRANSCRIPTS, EXHIBITS AND DOCUMENTS
19-Mar-09	IT-04-84-A	Haradinaj (Appeal)	NOTICE OF CHANGE OF FILING STATUS FOR APPLICATION FOR PROVISIONAL RELEASE FILED BY THE ACCUSED LAHI BRAHIMAJ

19-Mar-09	IT-06-90	Gotovina et Al.	DECISION ON JOINT DEFENCE REQUEST FOR CERTIFICATE TO APPEAL THE SECOND DECISION ON JOINT DEFENCE MOTION TO STRIKE THE PROSECUTION'S FURTHER CLARIFICATION OF IDENTITY OF VICTIMS
19-Mar-09	IT-05-87-A	Milutinovic et al (Appeal)	MOTION FOR ACCESS TO TRANSCRIPTS, EXHIBITS AND DOCUMENTS
19-Mar-09	IT-95-5/18	Karadzic and Mladic	PRELIMINARY MOTION ALLEGING DEFECT IN FORM OF INDICTMENT - MULTIPLE JOINT CRIMINAL ENTERPRISES
19-Mar-09	IT-05-87-A	Milutinovic et al (Appeal)	DECISION BY THE ACTING REGISTRAR RE ASSIGNMENT OF MR. P. ROBINSON AS CO-COUNSEL
19-Mar-09	IT-04-84-R77.4-A	Haraqija and Morina(Appeal)	DECISION ON BAJRUSH MORINA'S APPLICATION FOR A VARIATION OF THE GROUN OF APPEAL
19-Mar-09	IT-98-34-R	Naletilic and Martinovic (Review)	DECISION ON MLADEN NALETILIC'S REQUEST FOR REVIEW
19-Mar-09	IT-95-5/18	Karadzic and Mladic	ORDER CONFIRMING A RULE 65TER MEETING AND SCHEDULING A STATUS CONFERENCE
20-Mar-09	IT-04-74	Prlic and Others	DECISION RELATIVE A UNE DEMANDE DE LA DEFENSE STOJIC AUX FINS D'AJOUT DE TROIS PIECES A SA LISTE 65 TER (ANDJELKO MAKAR)

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