



19 December 2003

## ICTY WEEKLY UPDATE – 295

*Please note that Weekly Update 296 will be issued on 9 January 2004.*

### PROCEDURAL DEVELOPMENTS:

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#### I. OVERVIEW OF COURT PROCEEDINGS:

##### **MILOŠEVIĆ Case (“Croatia and Bosnia and Herzegovina”)**

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*Trial Chamber III – Judges May (Presiding), Robinson and Kwon*

52<sup>nd</sup> week of the Prosecution case.

On 15 and 16 December 2003, the Court heard the testimony of General Wesley Clark. The public broadcast of this testimony took place on 19 December 2003. On 17 December 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Protected Witness B-1619
- Protected Witness B-1401

On 17 December 2003, the trial was adjourned until 13 January 2004.

##### **STRUGAR Case (“Dubrovnik”)**

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*Pre-Trial Judge Orić*

On 15 December 2003, the parties appeared before the Trial Chamber for the Pre-Trial Conference pursuant to Rule 73 *bis* of the Rules of Procedure and Evidence.

*Trial Chamber II - Judges Parker (Presiding), Thelin and Van Den Wyngaert*

On 16 December 2003, the parties appeared before the Trial Chamber for the commencement of the trial of Pavle Strugar. The Prosecution presented its opening statement. From 17 until 19 December 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Witness Adrien Stringer
- Witness John Allcock

##### **BLAGOJEVIĆ and JOKIĆ Case (“Srebrenica”)**

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*Trial Chamber I, Section A – Judges Liu (Presiding), Vassilenko and Argibay*

19<sup>th</sup> week of the Prosecution case.

From 16 until 17 December 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence:

- Protected Witness P-119
- Witness Radenko Zarić
- Protected Witness P-207

On 18 December 2003, the trial was adjourned until 15 January 2004.

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**HADŽIHASANOVIĆ and KUBURA Case (“Central Bosnia”)**

*Trial Chamber II - Judges Antonetti (Presiding), Rasoazanany and Swart*

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3<sup>rd</sup> week of the Prosecution case.

From 15 until 19 December 2003, the following witnesses were examined by the Prosecution and subsequently cross-examined by the Defence in open session:

- Witness Žarko Jandrić
- Witness Dragan Radoš
- Witness Franjo Križanac
- Witness Ivanka Tavić
- Protected Witness AH

On 19 December 2003, the trial was adjourned until 12 January 2004.

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**HALILOVIĆ Case (“Grabovica - Uzdol”)**

*Pre-Trial Judge Kwon*

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On 15 December 2003, the parties appeared before the Pre-Trial Judge for the Pre-Trial Conference pursuant to Rule 73 *bis* of the Rules of Procedure and Evidence.

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**BRĐANIN Case (“Krajina”)**

*Trial Chamber II Section A – Judges Agius (Presiding), Janić and Taya*

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9th week of the Defence case.

From 15 until 18 December 2003, the following witnesses were examined by the Defence and subsequently cross-examined by the Prosecution:

- Witness Milorad Sajić
- Witness Nikola Vracar

On 18 December 2003, the trial was adjourned until 12 January 2003.

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**BLAŠKIĆ Case (“Lašva Valley”)**

*Appeals Chamber – Judges Pocar (Presiding), Mumba, Güney, Schomburg and Weinberg de Roca*

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From 16 until 17 December 2003, the parties appeared before the Appeals Chamber for the Appeals Hearing. Both parties presented their arguments. The Appeals Judgement will be rendered in due course.

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**STAKIĆ Case (“Prijedor”)**

*Pre-Appeal Judge Meron*

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On 18 December 2003, the parties appeared before the Pre-Appeal Judge for a Status Conference pursuant to Rule 65 *bis* (B) of the Rules of Procedure and Evidence.

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**NALETILIĆ and MARTINOVIĆ Case (“Mostar”)**

*Pre-Appeal Judge Pocar*

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On 18 December 2003, the parties appeared before the Pre-Appeal Judge for a Status Conference pursuant to Rule 65 *bis* (B) of the Rules of Procedure and Evidence.

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**Dragan NIKOLIĆ Case (“Sušica Camp”)**

*Trial Chamber II – Judges Schomburg (Presiding), Agius and Mumba*

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On 18 December 2003, the parties appeared before the Trial Chamber for the Sentencing of Dragan Nikolić who pleaded guilty on 4 September 2003. He was sentenced to 23 years’ imprisonment (see *Press Release* No. 812).

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

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**KORDIĆ and ČERKEZ Case (“Lašva Valley”)**

*Appeals Chamber – Judges Schomburg (Presiding), Pocar, Mumba, Güney and Weinberg de Roca*

**DECISION ON MARIO ČERKEZ’S REQUEST FOR PROVISIONAL RELEASE**

On 12 December 2003, the Appeals Chamber dismissed Mario Čerkez’s request for Provisional Release which he filed on 13 November 2003.

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**HADŽIHASANOVIĆ and KUBURA Case (“Central Bosnia”)**

*Trial Chamber II - Judges Antonetti (Presiding), Rasoazanany and Swart*

**DECISION ON DEFENCE MOTION FOR ACCESS TO EUMM ARCHIVES**

On 15 December 2003, the Trial Chamber denied the Defence Joint Motion of 9 December 2003 for access to EUMM archives. It invited Javier Solana, the Secretary General of the Council of the European Union and High Representative for the Common Foreign and Security Policy to grant access to the Defence to selected portions of the EUMM archives in Zagreb. It further requested he review and redact the documents selected by the Defence to protect any security concern EUMM may have and report to the Trial Chamber before 30 January 2004.

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**KVOČKA *et al.* Case (“Omarska, Keraterm and Trnopolje Camps”)**

*Appeals Chamber – Judges Shahabuddeen (Presiding), Pocar, Güney, Schomburg and Weinberg de Roca*

**DECISION ON THE REQUEST FOR PROVISIONAL RELEASE OF MIROSLAV KVOČKA**

On 17 December 2003, the Appeals Chamber granted Miroslav Kvočka’s Request for provisional release which he had filed on 8 December 2003 (see *Press Release* No. 813).

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**COURTROOM SCHEDULE: \*12 JANUARY to 16 JANUARY 2004**

**MONDAY 12 JANUARY**

Courtroom I 09:00 - 13:45, **Brđanin**, Trial  
14:15 - 19:00, **Strugar**, Trial  
Courtroom III 14:15 - 19:00, **Hadžihasanović and Kubura**, Trial

**TUESDAY 13 JANUARY**

Courtroom I 09:00 - 13:45, **Milošević**, Trial  
Courtroom II 09:00 - 13:45, **Strugar**, Trial  
Courtroom III 09:00 - 13:45, **Brđanin**, Trial  
14:15 - 19:00, **Hadžihasanović and Kubura**, Trial

**WEDNESDAY 14 JANUARY**

Courtroom I 09:00 - 13:45, **Strugar**, Trial  
Courtroom III 09:00 - 13:45, **Brđanin**, Trial  
14:15 - 19:00, **Hadžihasanović and Kubura**, Trial

**THURSDAY 15 JANUARY**

Courtroom I 09:00 - 13:45, **Milošević**, Trial  
14:15 - 19:00, **Blagojević and Jokić**, Trial  
Courtroom II 09:00 - 13:45, **Strugar**, Trial  
Courtroom III 09:00 - 13:45, **Brđanin**, Trial

14:15 - 19:00, **Hadžihasanović and Kubura**, Trial

**FRIDAY 16 JANUARY**

Courtroom I 09:00 - 13:45, **Milošević**, Trial  
14:15 - 19:00, **Blagojević and Jokić**, Trial  
Courtroom II 09:00 - 13:45, **Strugar**, Trial  
Courtroom III 09:00 - 13:45, **Brđanin**, Trial  
14:15 - 19:00, **Hadžihasanović and Kubura**, Trial

\*The courtroom schedule is **provisional** and you are invited to check for last minute changes with the Public Information Services.

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).

## PRESS RELEASES ISSUED SINCE 12 DECEMBER 2003

DATE	NUMBER	TITLE	E	F	B/C/S
16/12/2003	811	JUDGES CHRISTINE VAN DEN WYNGAERT AND KRISTER THELIN SWORN IN AS <i>AD LITEM</i> JUDGES OF THE INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA	E		B/C/S
18/12/2003	812	JUDGEMENT IN THE CASE THE PROSECUTOR V. DRAGAN NIKOLIĆ, DRAGAN NIKOLIĆ SENTENCED TO 23 YEARS' IMPRISONMENT	E	F	B/C/S
19/12/2003	813	MIROSLAV KVOČKA (Omarska Camp case) GRANTED PROVISIONAL RELEASE PENDING THE HEARING OF HIS APPEAL AGAINST HIS CONVICTION AND SENTENCE	E		B/C/S

For the latest list of all court filings, please visit the [ICTY Court Records](#)

For a selection of the latest public documents, please visit the [ICTY Website](#)