

IT-97-25/1-PT
D1921-D1919
17 OCTOBER 2006

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A

THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

Case No. IT-97-25/1-PT

IN THE REFERRAL BENCH

Before Judge Alphons Orie, Presiding
Judge O-Gon Kwon
Judge Kevin Parker

Registrar: Mr Hans Holthuis

Date Filed: 17 October 2006

THE PROSECUTOR

v.

MITAR RAŠEVIĆ
SAVO TODOVIĆ

PROSECUTOR'S INITIAL PROGRESS REPORT

The Office of the Prosecutor
Ms. Carla Del Ponte

THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

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PROSECUTOR'S INITIAL PROGRESS REPORT

1. Decision on Referral of Case Under Rule 11 *bis* with Confidential Annexes I and II ("Decision") of 8 July 2005 ordered the Prosecutor "to file an initial report to the Referral Bench on the progress made by the Prosecutor of Bosnia and Herzegovina in the prosecution of the Accused six weeks after transfer of the evidentiary material."¹
2. Decision on Savo Todović's Appeals against Decisions on Referral Under Rule 11*bis* of 4 September 2006 dismissed appeals of Savo Todović² and the decision to transfer *Rašević et al.* case became final³.
3. Material supporting the indictment and other appropriate evidentiary material in *Rašević et al.* case was transferred from the Office of the Prosecutor ("OTP") to the State Prosecutor's Office of Bosnia and Herzegovina ("POBiH") on 5 September 2006. The hand over of the material took place at the field office of the ICTY in Sarajevo, Bosnia and Herzegovina. Pursuant to the agreement between the OTP and the POBiH, the Prosecutor handed over certified electronic copies of the material. The certification of the material was done by the OTP in The Hague.
4. The transfer of the Accused took place on Tuesday, 3 October 2006.

¹ *Prosecutor v. Mitar Rašević and Savo Todović* ("Rašević *et al.* case"), Case No. IT-97-25/1-PT, Decision on Referral of Case Under Rule 11 *bis* with Confidential Annexes I and II, 8 July 2005, p. 49.

² Mitar Rašević did not appeal the Decision.

³ *Rašević et al.* case, Cases No. IT-97-25/1-AR11*bis*.1 & IT-97-25/1-AR11*bis*.2, Decision on Savo Todović's Appeals against Decisions on Referral Under Rule 11*bis*, p. 41.

4. At a custody hearing held on 3 October 2006, a Preliminary Hearing Judge of Section I for War Crimes of the Court of Bosnia and Herzegovina ("State Court") issued a decision ordering custody of one month to the Accused. On 3 October 2006, the State Court appointed Mladen Šarenac and Slaviša Prodanović as defense counsels for Savo Todović and Mitar Rašević respectively.

Word count: 322


Carla Del Ponte
Prosecutor



Dated this seventeenth day of October 2006
At The Hague
The Netherlands