



International Tribunal for the  
Prosecution of Persons  
Responsible for Serious Violations of  
International Humanitarian Law  
Committed in the Territory of  
Former Yugoslavia since 1991

IT-02-60-PT  
D 11462 - D 11461  
17 February 2003  
11462  
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Case No. IT-02-60-PT  
Date: 17 February 2003  
Original: English

**IN TRIAL CHAMBER II**

Before:

Judge Wolfgang Schomburg, Presiding  
Judge Florence Ndepele Mwachande Mumba  
Judge Carmel Agius

Registrar:

Mr. Hans Holthuis

Decision of:

17 February 2003

**PROSECUTOR**

v.

**VIDOJE BLAGOJEVIĆ  
DRAGAN OBRENOVIĆ  
DRAGAN JOKIĆ  
MOMIR NIKOLIĆ**

**DECISION ON PROSECUTION MOTION FOR VARIATION  
FROM PAGE LIMITS**

**The Office of the Prosecutor:**

Mr. Peter McCloskey

**Counsel for the Accused:**

Mr. Michael Karnavas and Ms. Suzana Tomanović for Vidoje Blagojević  
Mr. David Wilson and Mr. Dušan Slijepčević for Dragan Obrenović  
Mr. Miodrag Stojanović and Ms. Cynthia Sinatra for Dragan Jokić  
Mr. Veselin Londrović and Mr. Stefan Kirsch for Momir Nikolić

**TRIAL CHAMBER II** ("Trial Chamber") of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 ("Tribunal"),

**BEING SEISED OF** the "Prosecution Motion for Variation from Page Limits" ("Motion"), filed on 14 February 2003, in which the Prosecution seeks leave from the Trial Chamber to exceed the page limits for motions by one page for its "Motion for Admission of Witness Statements and Prior Testimony Pursuant to Rule 92 *bis* and Incorporated Motion *In Limine* to Admit Related Exhibits" ("Proposed Filing").

**NOTING** that the Practice Direction on the Length of Briefs and Motions of 5 March 2002<sup>1</sup> ("Practice Direction") states in paragraph 5: "Motions and replies and responses before a Chamber will not exceed 10 pages of 3,000 words, whichever is greater,"

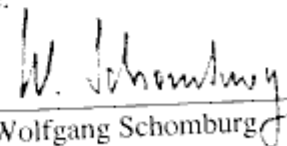
**NOTING** paragraph 7 of the Practice Direction provides for a variation from page limits, and requires that a party seek authorisation in advance of filing any motions in excess of the page limits and provide an explanation for the exceptional circumstances that necessitate the oversized filing,

**CONSIDERING** that the Prosecution sought leave from the Trial Chamber before filing the Proposed Filing, and submitted in the Motion that through the Proposed Filing, it seeks to admit into evidence transcripts of prior testimony and certified witness statements of approximately 60 witnesses, and that its submissions could not be completed in the mandated 10 pages,

**CONSIDERING** that the Trial Chamber is satisfied that due to the large number of witnesses discussed in the Proposed Filing, exceptional circumstances have been established that necessitate the oversized filing,

**PURSUANT TO** Rule 54 of the Rules of Procedure of the Tribunal, **HEREBY GRANTS** the Motion.

Done in English and French, the English version being authoritative.

  
\_\_\_\_\_  
Judge Wolfgang Schomburg  
Presiding

Dated this seventeenth day of February 2003,  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

<sup>1</sup> IT/184 Rev.1.