



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

Case No.: IT-95-5/18-PT

Date: 9 March 2009

Original: English

IN THE TRIAL CHAMBER

Before: Judge Iain Bonomy, Presiding
Judge Christoph Flügge
Judge Michèle Picard

Acting Registrar: Mr. John Hocking

Decision of: 9 March 2009

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

**DECISION ON ACCUSED'S MOTION SEEKING AUTHORIZATION
TO EXCEED THE WORD LIMIT AND CLARIFICATION
OF DUE DATE FOR PRELIMINARY MOTIONS**

Office of the Prosecutor:

Mr. Alan Tieger
Mr. Mark B. Harmon
Ms Hildegard Uertz-Retzlaff

The Accused:

Mr. Radovan Karadžić

THIS 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”) is seised of the Accused’s “Motion Seeking Authorisation to Exceed Word Limit and Clarification of Due Date for Preliminary Motions”, filed on 6 March 2009 (“Motion”) and the “Prosecution’s Response to Karadžić’s Motion Seeking Authorization to Exceed Word Limit and Clarification of Due Date for Preliminary Motions”, filed on 6 March 2009, and hereby renders its decision thereon.

1. In the Motion, the Accused seeks authorisation to exceed the word limit for motions, set out in the Tribunal’s Practice Direction on the Length of Briefs and Motions, by 2,478 words in a forthcoming motion entitled “Preliminary Motion on Lack of Jurisdiction Concerning Indictment Count 11 (Taking of Hostages)” (“forthcoming preliminary motion”).¹ The Accused also “seeks clarification that indeed the deadline for filing of his preliminary motions is now 2 April 2009”, considering that the deadline must be within “30 days after the entry of his plea to the Third Amended Indictment, pursuant to Rule 50(C)”.² The Office of the Prosecutor (“Prosecution”) does not oppose the relief sought in the Motion.

2. Having considered the reasons advanced by the Accused, the Trial Chamber considers it to be interests of justice to grant the Motion.

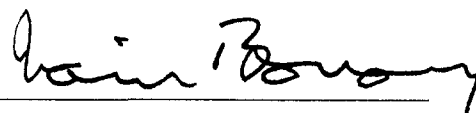
3. The 30 day time-period for the filing of any preliminary motions by the Accused started to run on 3 March 2009, the day his plea to the Indictment was entered. The Chamber therefore considers the deadline for the filing of any other preliminary motions by the Accused to be 1 April 2009, in accordance with Rule 126(A) of the Rules, which provides that “time shall begin to run as from the date of the event”.

¹ Motion, para. 1.

² Motion, para. 7–8.

4. Accordingly, pursuant to Rules 54 and 126(A), the Trial Chamber hereby **GRANTS** the Accused leave to exceed the word limit by 2,478 words in his forthcoming preliminary motion entitled "Preliminary Motion on Lack of Jurisdiction Concerning Indictment Count 11 (Taking of Hostages)" and **NOTES** that the deadline for the filing of all preliminary motions is 1 April 2009.

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



Judge Iain Bony
Presiding

Dated this ninth day of March 2009
At The Hague
The Netherlands

[Seal of the Tribunal]