



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

Case No. IT-00-39-A
Date: 11 January 2007
Original: English

IN THE APPEALS CHAMBER

Before: Judge Wolfgang Schomburg, Pre-Appeal Judge
Registrar: Mr. Hans Holthuis
Order of: 11 January 2007

PROSECUTOR

v.

MOMČILO KRAJIŠNIK

**ORDER ON EXTENSION OF TIME FOR FILING THE
NOTICE OF APPEAL**

The Office of the Prosecutor:

Mr. Peter Kremer
Ms. Christine Dahl

Counsel for the Applicant:

Mr. Colin Nicholls

I, WOLFGANG SCHOMBURG, a Judge of the Appeals 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 (“International Tribunal”);

NOTING the “Order Reassigning a Pre-Appeal Judge in a Case Before the Appeals Chamber”, filed on 2 November 2006, which assigned me as Pre-Appeal Judge in this case;

BEING SEIZED of Momčilo Krajišnik’s (“Applicant”) “Motion in Relation to Issues Arising From Self-Representation And Assignment of Counsel” (“Motion”), filed on 20 December 2006;

NOTING that the Applicant in this Motion “seeks either (a) the appointment of an independent counsel to take over the preparation and filing of all materials relating to Mr. Krajišnik’s appeal of the decisions on representation and assignment by the Registrar and Judge Schomburg; and / or (b) a 10 day extension to the 5 February 2007 deadline for the filing of the Notice and Response Brief”¹;

NOTING that the Prosecution has indicated by e-mail to a Senior Legal Officer of the Appeals Chamber that it will not file a response to the Motion;

FINDING that all issues relating to the assignment of counsel are properly before the President of the International Tribunal, thus I am seized only of the question of extension of time;

NOTING that the Trial Judgement was delivered on 27 September 2006;

NOTING that in his Decision on Request for Extension of Time to File Notice of Appeal, filed on 26 October 2006, the then Pre-Appeal Judge ordered the Applicant to “file his notice of appeal no later than 30 days after the assignment of counsel to him”;²

NOTING that in the status conference of 11 December 2006, in the interests of justice and pursuant to prior jurisprudence,³ the Applicant’s filing deadlines were extended to 5 February 2007 for the Notice of Appeal and the response to the Prosecution Appeal Brief;⁴

CONSIDERING that Rule 127 (A,(i), B) of the Rules of Procedure and Evidence (“Rules”) provides that “a Chamber or Pre-Trial/Pre-Appeal Judge may, on good cause being shown by motion, enlarge or reduce any time prescribed by or under these Rules”;

FINDING that in the circumstances of this case, in particular keeping in mind the recent court recess, an extension of time of one week for the filing of the Notice of Appeal and the response to the Prosecution Appeal is warranted;

¹ Motion, para. 17.

² *Prosecutor v. Momčilo Krajišnik*, Case No. IT-00-39-A, Decision on Request for Extension of Time to File Notice of Appeal, 26 October 2006, p. 2.

³ See *Prosecutor v. Blagojević and Jokić*, Case No. IT-02-60-A, Decision on Vidoje Blagojević’s Expedited Motion for Extension of Time in Which to File His Notice of Appeal, 16 February 2005.

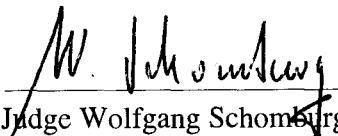
⁴ Status Conference, 11 December 2006, Transcript, p. 18.

HEREBY ORDER as follows:

The time limit for the filing of the Notice of Appeal and the response to the Prosecution Appeal is extended to 12 February 2007.

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

Dated this eleventh day of January 2007,
At The Hague, The Netherlands.


Judge Wolfgang Schomburg
Pre-Appeal Judge

[Seal of the International Tribunal]