



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-03-66-A  
Date: 7 February 2008  
Original: English

**THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL**

**Before: Judge Fausto Pocar, President**

**Registrar: Mr. Hans Holthuis**

**Order of: 7 February 2008**

**THE PROSECUTOR**

v.

**FATMIR LIMAJ  
HARADIN BALA  
ISAK MUSLIU**

*Public*

---

**ORDER ASSIGNING JUDGES TO A CASE BEFORE THE  
APPEALS CHAMBER**

---

**The Office of the Prosecutor:**

Ms. Helen Brady

**Counsel for the Haradin Bala:**

For Fatmir Limaj: Mr. Michael Mansfield Q.C.  
Mr. Karim Khan

For Haradin Bala: Mr. Gregor Guy-Smith  
Mr. Richard Harvey

For Isak Musliu: Mr. Michael Topolski Q.C.  
Mr. Steven Powles

24

**I, FAUSTO POCAR**, President 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”),

**BEING SEIZED OF** the “Motion on Behalf of Haradin Bala for Temporary Provisional Release” filed by Counsel for Haradin Bala on 6 February 2008 (“Motion”);

**RECALLING** that on 27 September 2007, the Appeals Chamber rendered its Judgement against Mr. Bala (“Appeal Judgement”);

**CONSIDERING** that pursuant to Rule 103(C) of the Rules of Procedure and Evidence of the International Tribunal (“Rules”), Mr. Bala remains in the custody of the International Tribunal pending the finalisation of his transfer to the State in which he will serve his sentence;

**CONSIDERING** that according to Rule 65(A) of the Rules, an accused detained by the International Tribunal may request provisional release but may not be released except upon order of a Chamber and therefore, the Motion is not properly before me;

**CONSIDERING** however that because appeal proceedings against Mr. Bala are closed, no Chamber is presently seized of this case for the purposes of disposing of the Motion;

**CONSIDERING** that Rule 19 of the Rules authorizes the President of the International Tribunal to coordinate the work of Chambers;

**CONSIDERING** the composition of the Appeals Chamber of the International Tribunal as set out in document IT/245 issued on 12 May 2006;


**CONSIDERING** further the trial management and case distribution needs of the International Tribunal;

**HEREBY ORDER** that the Bench in *Prosecutor v. Fatmir Limaj et al.*, Case No. IT-03-66-A, shall be composed as follows:

Judge Fausto Pocar, Presiding  
Judge Mohamed Shahabuddeen  
Judge Andrézia Vaz  
Judge Theodor Meron  
Judge Wolfgang Schomburg

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

Dated this 7<sup>th</sup> day of February 2008  
At The Hague,  
The Netherlands.

  
\_\_\_\_\_  
Fausto Pocar, President

**[Seal of the International Tribunal]**