



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-95-11-A  
Date: 11 February 2008  
Original: English

**IN THE APPEALS CHAMBER**

**Before:** Judge Fausto Pocar, Presiding  
Judge Mohamed Shahabuddeen  
Judge Mehmet Güney  
Judge Andréia Vaz  
Judge Wolfgang Schomburg

**Registrar:** Mr. Hans Holthuis

**Order of:** 11 February 2008

**PROSECUTOR**

v.

**MILAN MARTIĆ**

***PUBLIC***

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**ORDER CONCERNING MILAN MARTIĆ'S SUBMISSION OF  
A CORRECTED VERSION OF HIS APPELLANT'S BRIEF**

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**The Office of the Prosecutor:**

Ms. Michelle Jarvis

**Counsel for the Accused:**

Mr. Predrag Milovančević  
Mr. Nikola Perović

PM

**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 (“Appeals Chamber” and “International Tribunal”, respectively),

**NOTING** that the Trial Judgement in this case was delivered on 12 June 2007;

**NOTING** the “Defence Notice of Appeal against the Trial Judgment of 12 June 2007” filed by Milan Martić (“Appellant”) on 12 July 2007;

**NOTING** the “Appellant’s Brief” (“Original Appellant’s Brief”) filed confidentially by the Appellant on 14 January 2008;

**NOTING** the “Notification of Submission of a Corrected Version of Appellant’s Brief” (“Notification”) filed by the Appellant on 31 January 2008, in which the Appellant informs the Appeals Chamber that “[a]fter the ‘Appellant’s Brief’ was filed, Defence has noted that its main text contains several typographical errors, namely that the paragraph numbering is not consecutive” and that “a corrected version of pages 1-92 of the ‘Appellant’s Brief’ is filed today and that annexes remain intact”;<sup>1</sup>

**NOTING** the “Corrected Version of Appellant’s Brief” (“Corrected Appellant’s Brief”) filed confidentially by the Appellant on 31 January 2008;

**NOTING** that the Prosecution has informed the Appeals Chamber by e-mail that it welcomes this filing;

**RECALLING** that “a party may, without requesting leave from the Appeals Chamber, file a corrigendum to their previously filed brief or motion whenever a minor or clerical error in said brief or motion is subsequently discovered and where correction of the error is necessary in order to provide clarification”;<sup>2</sup>

**CONSIDERING** that the Corrected Appellant’s Brief indeed only corrects the numbering of the Original Appellant’s Brief;

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<sup>1</sup> Notification, p. 2.

<sup>2</sup> *Prosecutor v. Željko Mejačić et al.*, Case No. IT-02-65-AR11bis.1, Decision on Joint Defense Motion for Enlargement of Time to File Appellant’s Brief, 30 August 2005, p. 3; *see also Ferdinand Nahimana et al. v. The Prosecutor*, Case No. ICTR-99-52-A, Decision on Appellant Jean-Bosco Barayagwiza’s Motions for Leave to Submit Additional Grounds of Appeal to Amend the Notice of Appeal and To Correct His Appellant’s Brief, 17 August 2006, p. 54; *Prosecutor v. Naser Orić*, Case No. IT-03-68-A, Decision on the Prosecution’s Motion for Variance Concerning Order and Numbering of the Arguments on Appeal and on the Prosecution’s Corrigendum to Appeal Brief, 3 May 2007, p. 2.

**RECALLING** that, pursuant to Rule 54 of the Rules of Procedure and Evidence (“Rules”) read together with Rule 107 of the Rules, the Appeals Chamber may, *proprio motu*, issue such orders as may be necessary for the purposes of the preparation or conduct of the proceedings before it;

**FOR THE FOREGOING REASONS**

**ORDERS** that for the purposes of this appeal Milan Martić’s Appellant’s brief pursuant to Rule 111 of the Rules is the Original Appellant’s Brief, filed on 14 January 2008, as amended by the Corrected Appellant’s Brief, filed on 31 January 2008;

**AFFIRMS** that the time limit for the Prosecution’s Respondent’s Brief will expire forty days after the filing of the Original Appellant’s Brief pursuant to Rule 112 of the Rules.

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

Dated this eleventh day of February 2008,  
At The Hague, The Netherlands.



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Fausto Pocar  
Presiding Judge

**[Seal of the International Tribunal]**