



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-05-87-T  
Date: 30 July 2008  
Original: English

**IN THE TRIAL CHAMBER**

**Before:** Judge Iain Bonomy, Presiding  
Judge Ali Nawaz Chowhan  
Judge Tsvetana Kamenova  
Judge Janet Nosworthy, Reserve Judge

**Registrar:** Mr. Hans Holthuis

**Order of:** 30 July 2008

**PROSECUTOR**

v.

**MILAN MILUTINOVIĆ  
NIKOLA ŠAINOVIĆ  
DRAGOLJUB OJDANIĆ  
NEBOJŠA PAVKOVIĆ  
VLADIMIR LAZAREVIĆ  
SRETEN LUKIĆ**

**PUBLIC**

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**ORDER ON ALLOCATION OF TIME FOR CLOSING ARGUMENTS**

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**Office of the Prosecutor**

Mr. Thomas Hannis  
Mr. Chester Stamp

**Counsel for the Accused**

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović  
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović  
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić  
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković  
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević  
Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

**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”), *ex proprio motu*, issues this Order to allocate the time for closing arguments in the above-captioned matter.

1. On 2 May 2008, the Trial Chamber issued its “Order on Procedure for Close of Proceedings,” wherein it set dates for the filing of final trial briefs and presentation of closing arguments, rebuttal arguments, and rejoinder arguments pursuant to Rule 86 and stated that it would allocate the time for these arguments between the Prosecution and Defence and among the respective Defences following filing of the final trial briefs. On 9 July 2008, the Chamber recalled part of this order and re-scheduled the date for the filing of the final trial briefs and closing arguments, which were now to commence upon 19 August 2008.<sup>1</sup> At that hearing, the Chamber also stated the following in relation to the closing arguments:

There may be particular issues that we identify to be addressed. Apart from that, we say that the parties may consider addressing any controversial matter on which further argument or review of all the arguments is likely to be of assistance to the Trial Chamber; secondly, may consider addressing points made in other briefs that were not fully addressed in their brief; and thirdly, and this is a very general direction, to simply do whatever in your professional judgement would most effectively advance your client’s case. Now, beyond that we do not see that it’s for us to interfere in how parties choose to frame the closing arguments.<sup>2</sup>

2. The Chamber, having reviewed the final trial briefs that were filed on 15 July 2008,<sup>3</sup> has decided not to identify any particular issues to be addressed in the closing arguments and considers that it would now be in the interests of a fair and expeditious trial and of efficient management of the proceedings to inform the parties of the time that will be allocated to them for purposes of their closing arguments.

3. Accordingly, the Trial Chamber, pursuant to Articles 20 and 21 of the Statute of the Tribunal and Rules 54 and 86 of the Rules of Procedure and Evidence of the Tribunal, hereby **ORDERS** as follows:

- a. The Prosecution shall have nine (9) hours in which to present its closing arguments.
- b. Each of the Accused shall have two and a half (2.5) hours in which to present his closing arguments.

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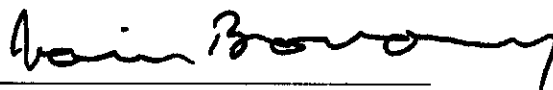
<sup>1</sup> T. 26767 (9 July 2008).

<sup>2</sup> T. 26764–26765 (9 July 2008).

<sup>3</sup> The Lukić Defence filed a corrected version of its brief on 18 July 2008.

4. The Chamber shall decide upon time for rebuttal and rejoinder arguments (if any), after the completion of the Defence arguments.
5. The parties may apply by no later than 1 August 2008 to have this Order modified on showing good cause therefor.
6. The Trial Chamber may issue further orders in relation to the above in due course, as appropriate and necessary in order to ensure the fair and expeditious conduct of the proceedings.

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



Judge Iain Bony  
Presiding

Dated this thirtieth day of July 2008  
At The Hague  
The Netherlands

[Seal of the Tribunal]